

THE FRANKLIN COUNTY BOARD OF SUPERVISORS HELD THEIR REGULAR MONTHLY MEETING ON TUESDAY, OCTOBER 21, 2014 AT 1:30 P.M., IN THE BOARD OF SUPERVISORS MEETING ROOM LOCATED IN THE GOVERNMENT CENTER, 1255 FRANKLIN STREET, SUITE 104, ROCKY MOUNT, VIRGINIA.

THERE WERE PRESENT: Cline Brubaker, Vice-Chairman
Bob Camicia
Ronnie Thompson
Charles Wagner
Leland Mitchell
Bobby Thompson

ABSENT: David Cundiff, Chairman

OTHERS PRESENT: Richard E. Huff, II, County Administrator
Christopher Whitlow, Deputy Co. Administrator
B. J. Jefferson, County Attorney
Sharon K. Tudor, MMC, Clerk

Cline Brubaker, Vice-Chairman, called the meeting to order.

Invocation was given by Supervisor Bobby Thompson.

Pledge of Allegiance was led by Supervisor Ronnie Thompson.

RESOLUTION OF APPRECIATION



Cindy Brooks/2014 Public Service Award

The Virginia Animal Control Association (VACA) has announced that Cindy Brooks, Manager of the Animal Control Division of Public Safety, is the recipient of their 2014 Public Service Award. The Public Service Award is given annually to a Virginia animal control officer that has made a significant contribution to improving the image of the animal control profession by developing a positive relationship with the media or developed or participated in public education programs in their locality

PUBLIC COMMENT:

Vice Chairman Cline Brubaker, reviewed with everyone the following Board policy on public comment:

CITIZEN COMMENT PERIOD

Any citizen of the County that wishes to address the Board on any topic may do so by calling the Board Clerk's Office one (1) week in advance of the meeting and requesting that their name and topic be added to the agenda. Walk-ins will be allowed to speak if time is available under the same conditions. The citizen will be granted 3 minutes to present their issue and if the Board wishes to schedule further time, may direct staff to place the subject on the next available agenda. Only one person per side (position), per topic will be allowed to speak under the Citizen Comment Period per Meeting. A total of 15 minutes will be allowed for Citizen's Comments on the agenda. Public Comments will be received by the Board during the 3rd Tuesday meeting at 1:30 P.M., and at 6:00 p.m. meeting prior to public hearings unless a citizen can clearly demonstrate that an earlier time is necessary. (***Amended/Resolution # 21-06-2006 & # 07-01-2007***)

The Board selected to stay within the guidelines of their adopted policy for citizen comment regarding the Mountain Valley Pipe Line presentation during the evening session.

CONSENT AGENDA

APPROVAL OF ACCOUNTS PAYABLE LISTING, APPROPRIATIONS, TRANSFERS & MINUTES FOR –SEPTEMBER 16 & OCTOBER 14, 2014

ENDORSEMENT FOR THE LIVABLE ROANOKE VALLEY PLAN

In 2011, The Roanoke Valley-Alleghany Regional Commission (RVARC) and the Council of Community Services (CCS) brought together seven (7) local governments and more than 60 nonprofits and business organizations to create the Partnership for a Livable Roanoke Valley. The group was formed to address challenges and plan for a better future of the valley. This is the first integrated regional plan. The plan summarizes the two-year long undertaking to engage

stakeholders and community in a process to articulate a vision, principles and goals, and develop a strategic action plan to realize our vision for a “Livable Roanoke Valley”.

Guiding Principles were based on the input from stakeholders, Virginia Tech Survey, public workshops, and guidance from the Steering Committee and Stakeholder Committees. The following guiding principles were crafted to capture our citizen’s values and priorities. The plan gives a description of each guiding principle.

- Protect the beauty and ecology of the Roanoke Valley
- Provide a healthy and equitable quality of life for all our citizens
- Celebrate the diversity of our region and its contribution to our culture
- Embrace both our traditions and new innovations to create economic vitality
- Anticipate and adapt to change with responsible leadership
- Build on the assets of our local communities to strengthen our regional collaboration
- Invest in regional infrastructure improvements that meet the communities’ needs of the 21st century
- Promote excellence in education, job training, and culture of lifelong learning

The following are goals to achieve our vision:

- Economic Development
- Workforce Development
- Healthy Roanoke Valley
- Natural Assets

The plan discusses each of the above goals with a series of strategies and actions developed for each goal/focus area. The following are the strategies:

- Invest in regional infrastructure
- Innovate through higher education
- Cultivate and market outdoor and cultural amenities
- Align workforce and economic development investments
- Prepare students for careers in high-demand fields
- Coordinate healthcare resources
- Improve access to healthcare services
- Broaden wellness support services
- Preserve scenic and rural land
- Encourage energy efficiency and renewable energy
- Improve air and water quality

Partnership for a Livable Roanoke Valley Summary Plan was adopted by the Partnership for a Livable Roanoke Valley Steering Committee on April 9, 2014. The Steering Committee of the Partnership for a Livable Roanoke Valley is requesting the Franklin County Board of Supervisors endorsement of the plan by resolution. Endorsement of the plan does not require a financial commitment, only to continue to work with partnering organizations to help implement the plan.

RECOMMENDATION:

Staff respectfully requests the Board of Supervisors consider by resolution the endorsement of the Partnership for a Livable Roanoke Valley Summary Plan.

RESOLUTION ENDORING THE LIVABLE ROANOKE VALLEY PLAN

WHEREAS, the Roanoke Valley-Alleghany Regional Commission (RVARC) and the Council of Community Services (CCS) brought together seven local governments and more than 60 nonprofits and business organizations in 2011 to form the Partnership for a Livable Roanoke Valley (PLRV); and

WHEREAS, the mission of the PLRV is to “promote economic opportunity and a greater quality of life in the Roanoke Valley”; and

WHEREAS, the PLRV took a straight-forward approach to understanding and addressing key issues affecting the region; and

WHEREAS, the PLRV engaged over 60 partnering organizations and over 1,300 citizens to gain a strong understanding of the region’s values, vision, and priorities; and

WHEREAS, Franklin County staff participated in the Plan's development through a Stakeholder Committee, and public input was sought at many points during the plan development, including public meetings and presentations to elected officials, focus groups, and stakeholders;

WHEREAS, the PLRV developed a picture of potential futures for the region based on a detailed understanding of key trends at the local, state, and national level; and

WHEREAS, the PRLV identified 11 strategic initiatives to achieve goals in the areas of economic development, workforce development, health, and natural assets; and

WHEREAS, the PLRV Steering Committee includes an elected representative from Franklin County and the Committee adopted the Plan on April 9, 2014; and

NOW, THEREFORE BE IT RESOLVED, that Franklin County does hereby endorse the Livable Roanoke Valley Plan and commits to working with the partnering organizations to implement the plan.

LANDING COURT ACCEPTED INTO VDOT HIGHWAY SYSTEM

In June of 2014, Landing Court located in Striper's Landing Subdivision was one of the projects the Commonwealth Transportation Board awarded to Franklin County as part of the State's Revenue Sharing Program for FY2015.

Revenue Sharing project for Landing Court is being administrated by VDOT. VDOT anticipates construction of the road to begin in October, 2014 and to be completed at the end of October, 2014.

A resolution from the Board of Supervisors is required by the VDOT to add Landing Court into the secondary system of state highways, pursuant to Section 33.2-335, taking certain streets into secondary state highway system.

RECOMMENDATION:

Staff respectfully requests that the Board of Supervisors adopt by resolution for Landing Court to be added to the secondary system of state highways. The resolution shall be forwarded to the Area Land Use Engineer for VDOT.

Resolution R5-Rural Addition per §33.2-335 (A) – No Speculative Interest Involved

The Board of Supervisors of Franklin County, in regular meeting on the 21st day of October, 2014, adopted the following:

RESOLUTION

WHEREAS, the street described below was established April 18, 1983 and currently serves at least three (3) families per mile, and

WHEREAS, the Virginia Department of Transportation has deemed this County's current subdivision ordinance meets all necessary requirements to qualify this County to recommend additions to the secondary system of state highways, pursuant to §33.2-335, Code of Virginia, and

WHEREAS, after examining the ownership of all property abutting this street, this Board finds that speculative interest does not exist,

NOW, THEREFORE, BE IT RESOLVED, this Board request the following street be added to the secondary system of state highways, pursuant to §33.2-335 (A), Code of Virginia:

Name of Subdivision: Striper's Landing
Name of Street: Landing Court

From: Route 941; Rolling Road

To: Cul-de-sac

Guaranteed Right-of-Way: 50 feet

Length: 0.08 miles

Plat Recorded Date: April 18, 1983

Plat Book: 371

Page: 368

BE IT FURTHER RESOLVED, the Board guarantees a clear and unrestricted right-of-way, as described, and any necessary easements for cuts, fills, and drainage, and

BE IT FURTHER RESOLVED, this Board request the Virginia Department of Transportation to improve said street to the prescribed minimum standards, funding said improvements pursuant to §33.2-335, Code of Virginia, and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Area Land Use Engineer for the Virginia Department of Transportation.

CRAWFORD DRIVE NEW REVENUE SHARING PROJECT

At the August 19th Board of Supervisors' afternoon session, the Board of Supervisors granted permission for staff to advertise for revenue sharing candidates for FY2016. Staff advertised in the Franklin News Post and Smith Mountain Eagle from September 3rd –September 26th seeking application submittal for revenue sharing to improve private roads and bring the roads into the State Highway System.

The County has an adopted policy in place on use of Revenue Sharing Funds. Applicants must submit their request along with a check for \$2,500 to the County Treasurer and a guarantee to provide the right-of-way to the County. The funds are held in escrow until it is determined whether the project will go forward. If it goes forward, the \$2,500 is held in an escrow account until the project is completed and the applicants pay one-half the construction cost and any other costs that arise. Their funds must be deposited with the County prior to advertisement of the project.

Staff has received one request for revenue sharing for the FY2016 funding year. The request is from Deer Creek Section 7 Property Owners Action Committee for the subdivision road listed below:

Crawford Drive/Deer Creek Estates/Section 7:

Revenue Sharing funding is requested for Crawford Drive, which is a 50-foot right of way. There are ten (10) residences and ten (10) vacant lots on Crawford Drive. At this time there are currently three (3) children riding the school bus with the potential of several pre-school age children who will be riding the bus in the near future. One of the Property Owner Action Committee members provided a check for \$2,500 along with their letter of application. (See letter of application attached.)

VDOT estimates the cost of the road improvements to bring the road into the State system at approximately \$60,000.00. The Deer Creek Section 7 Property Owners Action Committee will be responsible for half of the cost for an approximate cost of \$30,000.00. (See VDOT estimate attached.)

RECOMMENDATION:

Staff respectfully recommends the Board of Supervisors consider Crawford Drive as a revenue sharing project application and authorize the County Administrator, County staff, and VDOT staff to proceed to request funding from the Commonwealth Transportation Board by the November 1st deadline with the Local Assistance Division of VDOT. It is further recommended that should funding be allocated by the State to this revenue sharing application, that the Board authorize the County Administrator to proceed to implement the project according to County policy and collect all required funds and rights-of-way or easements required prior to advertising the project.

Also, staff respectfully requests that the Board of Supervisors adopt by resolution the FY2016 Revenue Sharing project for Crawford Drive located in Deer Creek Estates Subdivision.

**DEER CREEK SECTION 7 (CRAWFORD DRIVE)
PROPERTY OWNERS ACTION COMMITTEE**

Thursday, September 25, 2014

Lisa Cooper
Senior Planner/Long Range Planning Manager
Development Services
Department of Planning and Community Development
1255 Franklin Street, Suite 103
Rocky Mount, VA 24151

Dear Lisa,

Thank you for your assistance in helping us with getting our road placed under consideration for the Revenue Sharing Program. As you know we are a mostly middle class neighborhood and having the road repaired on our own is an unsurmountable task. The growth of our neighborhood has been greatly retarded by this issue. The condition of the road is dangerous and quite embarrassing to those of us who reside on the Street. Property values of the lots have remained at their original 1988 assessment level.

Improving this road and bringing it under the control of VDOT will have the following impact:

- ✓ Increase the property values
- ✓ Spur the construction of additional homes
- ✓ Increase property tax revenues to Franklin County.
- ✓ The construction of one new home would more than double the amount of revenue that the County is currently receiving from all ten vacant lots combined.
- ✓ Improve the access of emergency responders during the winter. Because the road is not plowed there have been long periods of time the access was impossible

Here is the additional information you requested about our neighborhood:

- There are currently 10 Homes on Crawford Drive.
- There are currently 10 vacant lots; more homes have not been built due to the condition of the road.
- The development of Deer Creek Section 7 (Crawford Drive) was completed in about 1985, the developer filed for bankruptcy in about 1988 without getting the road accepted by VDOT.
- There are currently three children riding a school bus and several pre-school children who will be using the bus in the future? The school bus picks the children up at the intersection of Crawford Drive and Club House Drive. These children live at the bottom on the hill and must walk thru the worst section of the road each day.

Our check in the amount of \$2,500.00 has been mailed to you. Please let me know if you need any additional information and thank you again for your help.

Sincerely,

Ed Buchholz, Chairman



End of State Maintenance



Top Section of Crawford Drive



Middle Section of Crawford Drive



Middle Section of Crawford Drive



Middle Section of Crawford Drive



Middle Section of Crawford Drive



Lower Section of Crawford Drive – Children Must Walk
On the Shoulder to get By This Section



Lower Section of Crawford Drive

Crawford Drive (Deer Creek Estates)

From: RTE 1323

To: Cul-De-Sac

Distance: 0.22 mi

Current Conditions:

The existing roadway pavement width is approximately 18 LF and the existing shoulder width is approximately 3 LF left and right of centerline. The road is currently serving 10 homes and appears to be at approximately 50% build-out. Deer Creek Estates was surveyed in 1987. The roadway appears to be within the proposed deeded 50 ft right-of-way. There are no visible utilities in the right of way. The location of any underground utilities is unknown. Any utility conflicts must be resolved prior to acceptance of the roadway into the secondary system. All

utility relocations are the responsibility of the home owners and are not eligible for revenue sharing funds. The road surface appears to be plant mix or surface treatment with an unknown depth of stone. The road terminates in a cul-de-sac which is approximately 85 LF in diameter. There is one 18 inch diameter and one 24 inch diameter corrugated metal cross pipe that will not be disturbed. There is an eroded area at the end of the cross pipe under the cul-de-sac which will require repair.

Necessary Improvements to meet VDOT Standard:

- Grading to include shaping of existing ditches and shoulders.
- Removal of various trees within the ROW.
- Eroded area at the end of the cross pipe under the cul-de-sac will require repair.
- Demolish existing roadway surface and place any necessary additional base stone.
- Apply Blotted Seal Coat (Type D) as final surface. (Surface Treatment)

PRELIMINARY ESTIMATE:

• Preliminary Engineering	\$ 3,000.00
• Grading	\$20,000.00
• Sediment & Erosion Controls	\$ 2,000.00
• Base Stone	\$10,000.00
• Blotted Seal Coat, TY D	<u>\$20,000.00</u>

SUBTOTAL:	\$55,000.00
• Contingencies	<u>\$ 5,000.00</u>

TOTAL: **\$60,000.00**

RESOLUTION

WHEREAS, the Franklin County Board of Supervisors desires to submit an application for an allocation of funds of up to \$30,000 through the Virginia Department of Transportation Fiscal Year 2016, Revenue Sharing Program; and,

WHEREAS, Thirty thousand dollars of these funds are requested to fund grading, drainage, and surface of existing roadway, for 0.22 miles from Route 1323 (Crawford Drive) to end of cul-de-sac; and,

NOW, THEREFORE, BE IT RESOLVED THAT: The Franklin County Board of Supervisors hereby supports this application for an allocation of \$30,000 through the Virginia Department of Transportation Revenue Sharing Program.

AMBULANCE CHASSIS REMOUNT BID AWARD

In June of this year a report that outlined the condition of the EMS fleet was delivered to the Board of Supervisors. Several ambulances with modular bodies that were purchased between 2008 and 2010 are experiencing significant mechanical issues and are capable of being remounted onto a new chassis instead of purchasing an entirely new vehicle. No existing contract is in place from any remount vendor that is open for Franklin County to contract with a vendor for these services.

In August of this year, a request to solicit bids to perform remounts of modular ambulances was approved by the Board of Supervisors. Franklin County advertised for bids from interested ambulance remount vendors from August 22, 2014 through September 18, 2014. Only one bid was received as a result of the advertisement and it does comply with the county ambulance specifications that were advertised. Select Custom Apparatus located at 2742 Mary Linda Ave NE, Roanoke, VA 24012 which represents Wheeled Coach Industries. The bid received quoted the amount of \$98,380.00 to perform the remount of a 2009 Ford ambulance onto a 2015 Dodge chassis. Included in the specifications were requirements that each vendor will offer additional warranties that cover new materials and workmanship for each vehicle remounted and Select Custom Apparatus met the conditions outlined in the specifications. Select Custom Apparatus states they can exceed the specifications by completing the remount within 6 months instead of the 8 months outlined in the specifications. Staff has reviewed the bid with Select Custom Apparatus personnel and confirmed the bid does comply with the advertised specifications.

The ambulance chassis to be remounted will be the former Westlake ambulance chassis that was removed from service in 2013 after it suffered a catastrophic failure of the drivetrain. This

ambulance was selected since the ambulance module, manufactured in 2009 has less than 5 years of front line service and is in good condition and the remount will not remove an ambulance from front line service. Upon completion of the remount, the remounted ambulance will be sent to the Boones Mill Fire & EMS station which only has one ambulance assigned to that station and it is a 2 wheel drive vehicle. The current two wheel drive ambulance at Boones Mill Fire & Rescue has less than 70,000 miles and will be sent to Glade Hill where it will replace a two wheel drive ambulance that has in excess of 125,000 miles that has been experiencing numerous mechanical issues in recent years. Career staff are assigned to both the Boones Mill and Glade Hill stations. Vehicles assigned to career stations incur higher than average mileage as was illustrated in the Public Safety Fleet Report delivered to the Board of Supervisors in June of this year.

For comparison, a new ambulance costs in excess of \$170,000 when constructed to county specifications. The quoted cost to remount the existing ambulance as specified is \$71,640 less than the cost to purchase a new ambulance. The contract with Select Custom Apparatus is valid for 3 years and allows the county to obtain additional remounts for similar vehicles during that time frame. There are a total of 8 similarly equipped ambulances in service that were purchased between 2007 and 2010 by the county that were manufactured by Wheeled Coach Industries. These ambulances have been plagued by numerous mechanical failures due to engine and chassis problems related to the 2007 – 2009 Ford F450 chassis and engine.

Adequate funds have been allocated in the 2014-2015 CIP budget in line item 3000-023-0030-7001 to cover the cost of the requested ambulance remount.

RECOMMENDATION: Staff respectfully recommends that the Board of Supervisors award the bid to remount the 2009 modular ambulance, formerly assigned to the Westlake station, to Select Custom Apparatus for the amount specified.

EMS RESPONSE VEHICLE REPLACEMENT

The vehicle assigned to the public safety Captain has met its serviceable lifespan for daily fire and emergency medical service (EMS) responses. The vehicle is used 24 hours per day, seven days per week to provide advanced life support services to citizens and currently has in excess of 105,000 miles. The vehicle is equipped with a significant amount of protective gear, advanced medical care equipment, fire suppression gear and other equipment. The Captains vehicle is the most used vehicle in the public safety fleet and serves not only as a means of transportation but as a command post at major incidents. On arrival at emergency scenes, the vehicle is equipped with radios, protective gear, testing equipment, and other items that are used on a daily basis during emergencies. The vehicle must be 4 wheel drive and must be on a ¾ ton chassis in order to operate within the vehicles gross vehicle weight rating. The Virginia Office of Emergency Medical Services regulations require all EMS vehicles to be weighed to insure that the vehicles are operating within the factory designed gross vehicle weight rating prior to the vehicle being permitted to operate as an emergency medical response vehicle.

The ¾ ton pickup purchased in 2011 has offered good service and is functional in how it is designed to transport the emergency equipment. The current ¾ ton chassis has exceeded 105,000 miles and is beginning to become less reliable for daily use. The Captains vehicle averages approximately 6000 miles per month and will be close to 125,000 miles by the time a new chassis can be ordered and delivered and will not be taken out of service until the 125,000 mi. threshold is met. The vehicle is beginning to experience more frequent mechanical breakdowns that is forcing it to be taken out of service for repair. The mechanical issues involve the front brakes, steering linkage, and ignition systems. These repairs are expected to increase given the number of miles the vehicle incurs on a weekly basis.

The current fiberglass camper shell and slide out cabinetry system will be removed from the 2012 pickup chassis and remounted on the 2015 chassis. The rollout shelving and compartments are designed to allow quick access to any equipment stored in the rear of the vehicle. There are also specially designed compartments to safely store medications that are climate controlled as most drugs are sensitive to extreme heat and cold. That equipment is still serviceable and is a functional design according to the Captains that use the vehicle for daily responses

Public Safety has received multiple requests from volunteer fire departments to have the 2012 chassis assigned to their agencies to be used as a utility vehicle instead of it being sent to surplus. At this time no decision has been made regarding reassignment of the chassis. Staff

plans to meet with all the requesting agencies to determine the greatest use and need for the chassis should the Board authorize reassignment.

The cost for a new Ford F250, 4 door, 4-wheel drive, chassis with a gasoline engine and standard bed is \$27,940 on state contract. Duncan Ford has provided a quote to purchase an identically equipped vehicle for \$27,569.00. Adequate funds have been allocated in the 2014-2015 CIP budget line item #3000-023-0145-7005 to cover the purchase of the 2015 chassis as requested.

RECOMMENDATION: Staff respectfully requests the Board of Supervisors approve the request to purchase a 2015 Ford F250, 4-wheel drive, pick-up chassis from Duncan Ford to replace the current Captains vehicle chassis.

EMS RESPONSE PLAN

In October 2012, the Virginia Administrative Code that governs the Office of Emergency Medical Services (OEMS) was amended. Specifically 12VAC5-31-610 was adopted by the General Assembly that specifies that every "Designated Emergency Response Agency" must develop and participate in a written response plan that is endorsed by Operational Medical Director and the locality served. Response times are defined as the time it takes for an ambulance to arrive on scene of an emergency from the time that the E911 center receives the call. In 2007 Franklin County adopted a goal of an 8 minute response time goal, 85% of the time, in the village centers and towns within the county however it does not address more rural areas where narrow roads that require greater travel distances. 12VAC5-31-610 specifies that the response plan must meet the goal 90% of the time. Due to the geographic difficulties faced by Franklin County EMS agencies, a flat response time of 8 minutes throughout the county is difficult to meet especially in the rural areas. As such, the response plan must identify actual response times based on historical data that can be met by the county EMS agencies 90% of the time. Every licensed EMS agency in Virginia is required to have the local governing body endorse a response plan to maintain the agency EMS license.

In preparing the Franklin County EMS response plan, Public Safety staff met with each of the licensed EMS agencies that provide E911 responses in the county and with the Operational Medical Director, Charles Lane, M.D. to draft the proposed plan. Staff also researched historical data to identify response time goal that all agencies can meet or exceed countywide 90% of the time.

Historical response time data indicates that the current response time for EMS agencies varies by community. For example the response time in and around the communities of Rocky Mount, Westlake, Scruggs, Hardy, Boones Mill, Glade Hill, Burnt Chimney and Penhook averages approximately 8 minutes. In more rural areas surrounding Henry, Fork Mountain, Ferrum, Callaway, and Snow Creek response times average 12 minutes. 12VAC5-31-610 does not prohibit a locality from including varied response time goals in the endorsed response plan so the planning group recommends different response time goals for the more rural areas of Franklin County. The four minute difference in the response time goal does not represent a diminished responsibility for timely responses to these communities but it addresses the geographic difficulties that these agencies face when responding to calls due to the distances ambulances must travel on less improved secondary roads during their responses to areas where there are fewer people per square mile and travel distances are extended.

It should be emphasized that Franklin County EMS agencies will continue to provide the best service possible to the citizens they serve and will continue to develop methods to improve response times. However, in order to comply with 12VAC5-31-610 localities must adopt a response plan that reflects historical EMS agency response time performance that agencies must already comply with 90% of the time.

RECOMMENDATION:

Staff respectfully recommends that the Board of Supervisors endorse the response plan submitted by the Franklin County Emergency Medical Service agencies and Operational Medical Director attached to this request.

Local Response Interval

Franklin County Department of Public Safety in conjunction with local volunteer EMS organizations and career staff strive to provide the most consistent and reliable services possible with the personnel and resources available. In an effort to achieve consistent and reliable

services, it is imperative that the countywide system have a benchmark to evaluate successes and opportunities.

In compliance with Virginia administrative code 12VAC5-31-610, Designated emergency response agency standards:

¹A. A designated emergency response agency shall develop or participate in a written local EMS response plan that addresses the following items:

1. The designated emergency response agency shall develop and maintain, in coordination with their locality, a written plan to provide 24-hour coverage of the agency's primary service area with available personnel to achieve the approved responding time interval standard.

2. A designated emergency response agency shall conform to the local responding interval, or in the absence of a local standard the EMS agency shall develop a standard in conjunction with OMD and local government in the best interests of the patient and community. The EMS agency shall use the response time standard to establish a time frame the EMS agency complies with on a 90% basis within its primary service area (i.e., a time frame in which the EMS agency can arrive at the scene of a medical emergency in 90% or greater of all calls).

- a. If the designated emergency response agency finds it is unable to respond within the established unit mobilization interval standard, the call shall be referred to the closest available mutual aid EMS agency.
- b. If the designated emergency response agency finds it is able to respond to the patient location sooner than the mutual aid EMS agency, the EMS agency shall notify the Public Safety Answering Point (PSAP or E911 Center) of its availability to respond.
- c. If the designated emergency response agency is unable to respond (e.g., lack of operational response vehicle or available personnel), the EMS agency shall notify the PSAP.
- d. If the designated emergency response agency determines in advance that it will be unable to respond for emergency service for a specified period of time, it shall notify its PSAP.

B. A designated emergency response agency shall have available for review a copy of the local EMS response plan that shall include the established EMS Responding Interval standards.

C. A designated emergency response agency shall document its compliance with the established EMS response capability, unit mobilization interval, and responding interval standards.

D. A designated emergency response agency shall document an annual review of exceptions to established EMS response capability and time interval standards. The results of this review shall be provided to the agency's operational medical director and local governing body.

Therefore, Franklin County Department of Public Safety, in conjunction with the countywide operational medical director, and the leadership of the volunteer emergency medical service agencies located within Franklin County have formed a consensus standard in the best interests of citizens of Franklin County.

Overview

The overwhelming majority of Franklin County's population resides in the Rocky Mount, Boones Mill, Burnt Chimney, Westlake, Hardy, Glade Hill, Scruggs, and Penhook regions of the county. There are numerous main routes by which fire and emergency medical response units can quickly and efficiently respond to emergency scenes.

There is less population density in the Ferrum, Fork Mountain, Henry, Snow Creek and Callaway regions of the county. As such, fire and emergency medical response agencies are more distant from one another and ultimately the main routes of travel are significantly less improved than travel routes in more densely populated areas of the county. The challenges associated with responding to medical emergencies in these areas are mainly associated with time and distance factors that cannot be easily overcome.

Response Intervals

¹ Copied directly from Virginia Department of Health, Office of EMS Regulations Manual, Effective October 10, 2012

In areas of Franklin County near the incorporated Towns of Boones Mill and Rocky Mount as well as the villages of Westlake, Burnt Chimney, Union Hall, Hardy, Scruggs, Penhook, and Glade Hill: The response interval shall be 8 minutes. This benchmark will be the goal for EMS response. An effort will be made to meet or exceed this benchmark at least 90% of the time.

In and around the villages of Callaway, Ferrum, Henry, Snow Creek, and Fork Mountain: The response interval shall be 12 minutes. This benchmark will be the goal for EMS response. An effort will be made to meet or exceed this benchmark at least 90% of the time.

Response intervals will be measured from the time that a call is received by the E 9-1-1 center, until a properly staffed transport unit arrives at the scene of an emergency medical event. There are three segments that will be evaluated as part of the response interval: call received by the Emergency Communications Center to ambulance dispatch, reaction time (call dispatched to EMS agency until ambulance is responding), and response time (ambulance responding until the ambulance arrives on scene).

Call received to dispatch: This time segment is the time associated with dispatch processing. The starting point for evaluating this data will be from the time a 911 call generates an incident within the Emergency Communications Center. The end point for this element with is once an agency is time-stamped as dispatched in the Emergency Communications Center CAD system.

Reaction Time: This time segment is the time associated with the spool up of personnel and resources to respond to the incident. The starting point for this data will be from the timestamp of "agency dispatched" in CAD, until a staffed transport unit is time-stamped as "en route" in CAD.

Response Time: This time segment is the time associated with the actual response of personnel and apparatus to the scene of the emergency. The starting point for this data will be from the timestamp of "en route" in CAD, until the staffed transport unit is time-stamped as "on scene" in CAD.

Evaluation Process

Response interval benchmarks will be evaluated on a quarterly basis for all EMS agencies. This data will be extracted directly from Image Trend PCR data elements. The generated report will be published for all involved parties, including: the Operational Medical Director, the Director of Public Safety, the District Chief or Captain, the local Board of Supervisors and other entities as requested.

Ongoing review processes will take place in order to ensure that the established benchmarks are effectively being achieved. In such cases where as benchmarks are not being achieved, individual agency leadership will be responsible to provide a summary of findings, as to why their agency is not meeting established benchmarks. In such cases that an agency lacks meeting the 90% percentile for more than two concurrent quarters, the medical director, local governing body and agency leadership shall meet to further explore opportunities for achieving the benchmark in place at that time.

At any point in the future that an agency, the medical director or the local governing body feels that local response intervals need to be revised, it will the responsibility of all parties to meet and discuss potential actions.

TOURISM MICROGRANT APPROVAL

Annually, the Franklin County Board of Supervisors awards small grants to organizations within the community to assist with promotional and operational expenses of local tourism-related projects and events. These funds help with the marketing of those events and/or programs, while at the same time further allowing the county tourism office to promote Franklin County to potential visitors. For the 2014-2015 fiscal year, \$20,000 has been set aside within the Franklin County Tourism budget for these awards.

After \$13,600 in grant funding was awarded in May, the remaining funds available for second round applications totaled \$6,400. Eight (8) applications were received from five (5) different organizations during the second round of applications, which had a deadline of June 4, reflecting more than \$10,000 in total requested funds.

Funding for the Tourism MicroGrant Program is generated by the transient occupancy, or lodging tax, applied to the motels, hotels and bed & breakfast properties in the County. The purpose of this MicroGrant program is to increase the local tourism industry thus creating new jobs,

attracting new tourists, spawning new hospitality-related investments and improving the quality of life for Franklin County residents. It is recognized that the County cannot, and should not, be the only provider of tourism events for our community. We should instead assist other organizations in the creation of events and marketing campaigns that can leverage the community's limited resources. We must leverage our limited dollars to support interesting, dynamic and creative special events and marketing campaigns that set Franklin County apart from competitors throughout the mid-Atlantic region.

Tourism MicroGrants exist to support events and activities that a) encourage tourists from outside the region to enjoy our community and make use of our hospitality industry, and b) provide an opportunity to expand the awareness and visibility of the community throughout the region. In reviewing the seven (7) submitted applications, staff evaluated each applicant on a number of different factors, including, but not limited to, the amount of funds leveraging involved; marketing plan and scope; perceived economic impact; financial need; partnership opportunities; and past performance. Based on all criteria and available data, staff has made the following recommendations for this year's Tourism MicroGrant Program awards:

APPLICANT	PURPOSE	AMOUNT SOUGHT	STAFF RECOMMENDATIONS
Community Partnership for Revitalization	History in Bloom	\$2,400.00	\$1,440.00
Warren Street Society	Warren Street Festival	\$4,000.00	\$2,400.00
Southwest Virginia Antique Power Festival, Inc.	Fall Swap Meet	\$250.00	\$140.00
	Spring Swap Meet	\$250.00	\$140.00
	Southwest Virginia Antique Farm Days	\$2,000.00	\$1,200.00
Franklin County Historical Society	Ghost and More Tours	\$900.00	\$540.00
	Moonshine Express Tours	\$900.00	\$540.00
Rocky Mount Center for the Arts	5-Mile Run	\$4,000.00	\$0.00
		TOTAL SOUGHT \$14,700.00	TOTAL RECOMMENDED \$6,400.00

As in the first round, applications included a number of high-caliber projects, but limited funding. As such, not all applications received funding from the Tourism MicroGrant Program.

RECOMMENDATION:

It is recommended that the board approve the staff recommendations for the second round Tourism MicroGrant Program awards from the Franklin County Tourism budget.

VACO ANNUAL BUSINESS MEETING VOTING CREDENTIALS

Ronnie Thompson, Boone District Representative, is designated as 2014 Voting Delegate and Bob Camicia, Gills Creek District Representative, is designated as 2014 Alternate Voting Delegate for the VACO Annual Business Meeting.

*****g

(RESOLUTION #03-10-2014)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to approve the consent agenda items as presented above.

MOTION BY: Bob Camicia
 SECONDED BY: Ronnie Thompson
 VOTING ON THE MOTION WAS AS FOLLOWS:
 AYES: Mitchell, Thompson, Wagner, Camicia, Thompson & Brubaker

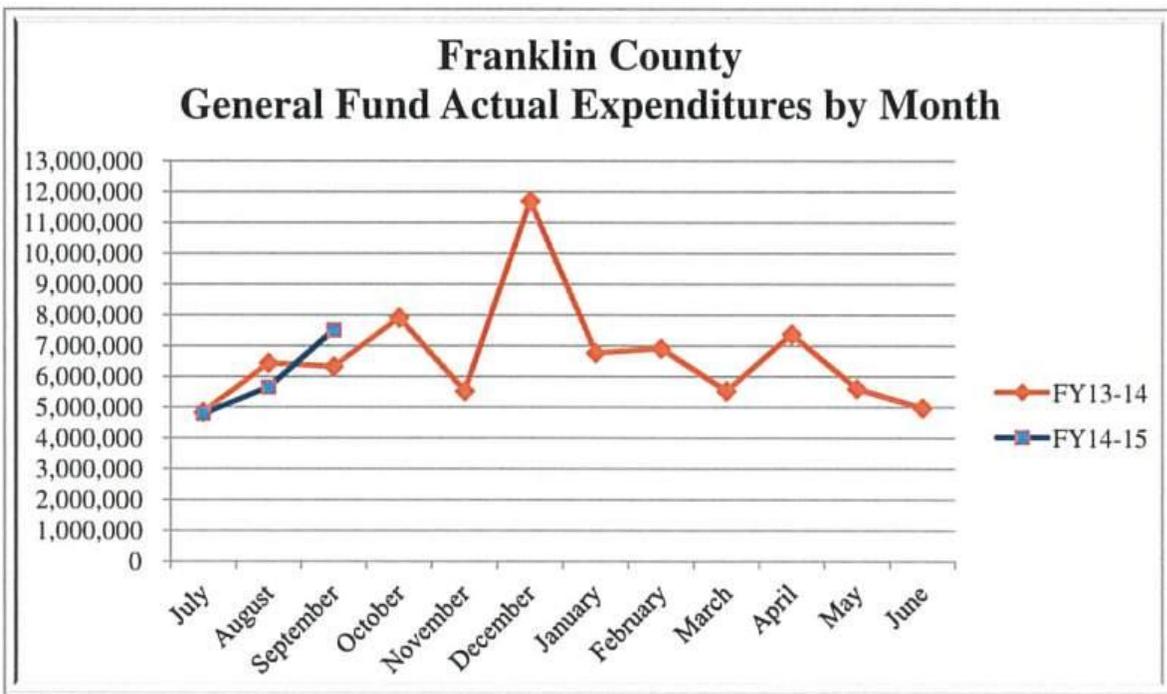
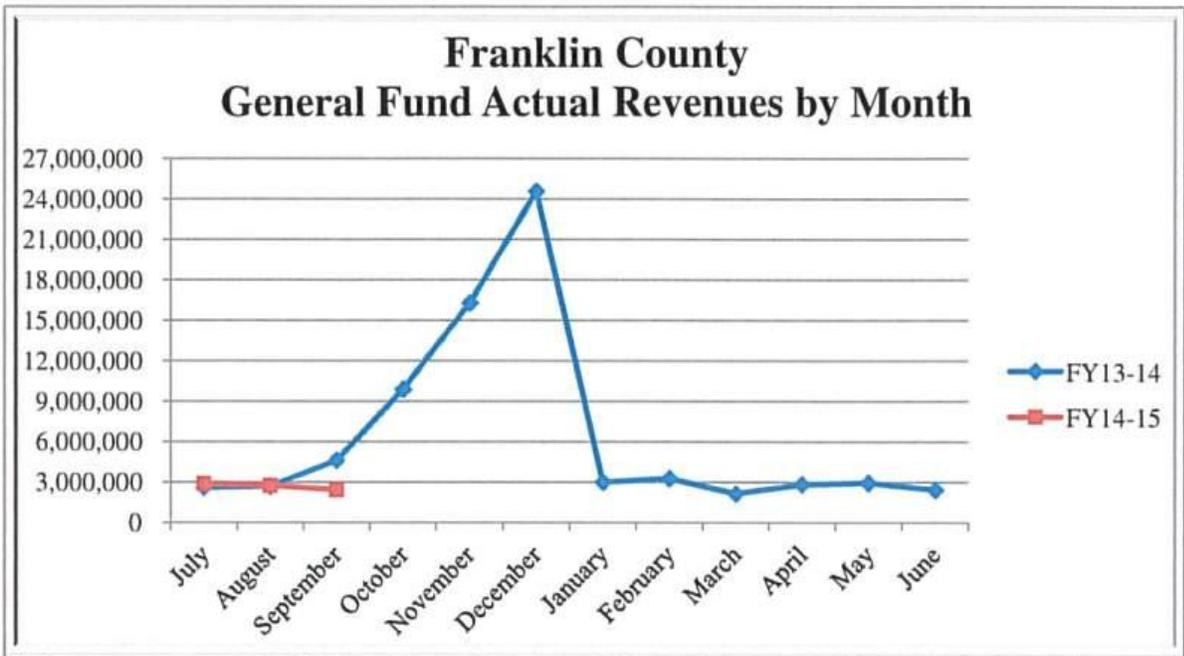
ABSENT: Cundiff

MONTHLY FINANCE REPORT

Vincent Copenhaver, Director of Finance, presented to the Board

Franklin County
Cash Basis Revenue and Expenditure Summaries (Unaudited)
General Fund and School Fund Only
For The Three Month Ending September 30, 2014 and 2013

REVENUES:	Budget and Appropriations Current Year	Actual Year to Date Revenues	Balance To Be Realized	Percent of Budget	Prior Year Actual At This Date
General Property Taxes	47,349,410	880,911	(46,468,499)	1.9%	2,906,271
Other Local Taxes	11,040,728	2,540,372	(8,500,356)	23.0%	2,534,549
Permits, Fees and Licenses	372,000	88,772	(283,228)	23.9%	79,953
Fines and Forfeitures	98,000	36,735	(61,265)	37.5%	30,462
Revenue from the use of Money and Property	1,193,283	135,123	(1,058,160)	11.3%	227,259
Charges for Services	2,670,621	604,630	(2,065,991)	22.6%	778,814
Miscellaneous Revenue	230,300	157,298	(73,002)	68.3%	112,569
Recovered Costs	415,390	284,947	(130,443)	68.6%	216,567
Revenue from the Commonwealth	15,584,767	3,279,667	(12,305,100)	21.0%	2,999,546
Federal Government	135,151	40,712	(94,439)	30.1%	38,082
Subtotal	79,089,650	8,049,167	(71,040,483)	10.2%	9,924,072
Carryover Funds	693,670				
Total General Fund	79,783,320				
Schools					
Cafeteria, Misc, State, Federal	49,717,136	9,906,566	(39,810,570)	19.9%	10,303,452
Local Funding from County	32,393,476	8,406,099	(23,987,377)	25.9%	7,118,013
Total School Fund	82,110,612	18,312,665	(63,797,947)	22.3%	17,421,465
EXPENDITURES:					
	Budget and Appropriations Current Year	Actual Year to Date Expenditures	Balance To Be Expended	Percent of Budget	Prior Year Actual At This Date
General and Financial Administration	4,195,798	1,320,818	2,874,980	31.5%	1,256,661
Judicial Administration	2,244,094	556,042	1,688,052	24.8%	570,296
Public Safety (Sheriff, Corrections, EMS)	13,200,214	3,232,681	9,967,533	24.5%	3,416,200
Public Works	3,533,150	708,353	2,824,797	20.0%	658,906
Health and Welfare	11,677,165	2,397,724	9,279,441	20.5%	2,342,118
Parks, Recreation, Libraries, Cmty Colleges	1,945,495	466,440	1,479,055	24.0%	468,239
Community Development	2,367,082	839,116	1,527,966	35.4%	795,497
Transfers to Schools, Capital, Debt	40,620,322	8,423,134	32,197,188	20.7%	8,079,774
Total General Fund	79,783,320	17,944,308	61,839,012	22.5%	17,587,691
School Fund	82,110,612	17,708,635	64,401,977	21.6%	16,678,199



Franklin County Public Schools
Monthly Statement of Revenues and Expenditures - Cash Basis
 Month September 30, 2014

REVENUES:

Description	Original Budget	Additional Appropriations	Net Category Transfers	Revenues for Month	Revenues Year-to-Date	Unrealized Revenues Year-to-Date
State Funds	\$30,682,197	\$0	\$0	\$2,247,262	\$7,044,371	\$23,637,826
State Sales Tax	8,025,338	0	0	662,082	2,033,480	5,991,858
Federal Funds	8,010,170	0	0	239,573	746,518	7,263,652
Other Funds	2,983,009	0	0	29,946	83,985	2,899,024
County Funds	32,358,730	0	0	4,505,416	7,778,619	24,580,111
Canneries	51,168	0	0	7,577	21,662	29,506
Total Revenues	\$82,110,612	\$0	\$0	\$7,691,856	\$17,708,635	\$64,401,977

EXPENDITURES:

Description	Original Budget	Additional Appropriations	Net Category Transfers	Expenditures for Month	Expenditures Year-to-Date	Remaining Unspent Budget
Instruction	\$53,826,810	\$0	\$0	\$4,609,766	\$9,835,533	\$43,991,277
Title I - Instruction	1,780,452	0	0	260,749	443,083	1,337,369
Title VI-B-Instruction	2,099,607	0	0	206,594	401,247	1,698,360
Administration, Attendance & Health	2,685,952	0	0	216,188	535,983	2,149,969
Pupil Transportation	5,647,255	0	0	551,271	1,118,513	4,528,742
Operation and Maintenance	6,926,054	0	0	531,040	1,751,261	5,174,793
School Food Services	3,972,897	0	0	447,493	666,027	3,306,870
Facilities	0	0	0	7,102	8,338	(8,338)
Contingency Reserve	0	0	0	0	0	0
Debt Service	2,650,459	0	0	649,249	2,069,265	581,194
Technology	2,469,958	0	0	204,827	857,723	1,612,235
Canneries	51,168	0	0	7,577	21,662	29,506
Total Expenditures	\$82,110,612	\$0	\$0	\$7,691,856	\$17,708,635	\$64,401,977

5-Year Capital Plan	\$784,576	\$0	\$0	\$16,876	\$232,832	\$551,744
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SCHOOL APPROPRIATIONS

Dr. Mark Church, Superintendent of Schools and Lee Cheatham, Business & Finance Director, presented the following appropriations for the Board's consideration:

Purchase of School Buses:

Revenues:

County Capital Funds for School Buses \$340,000

Expenditures:

2 Regular Replacement School Buses – 71 Passenger \$178,064

2 Special Education Handicapped-Equipped Replacement Buses – 22 Passenger 135,636

Reserve for the Purchase of School Buses in 2015-16 26,300

Total Expenditures \$340,000

1. **Carryover School Energy Funds:**

Revenues:

Balance in Reserve as of 6/30/14 \$260,640

Expenditures:

Energy Fund Reserve – Request to Appropriate this Balance into the 2014-15 School Budget:

Pupil Transportation – Fuel \$ 86,880

Operation & Maintenance – Electricity 86,880

Operation & Maintenance – Heating Fuel 86,880

Total Expenditures \$260,640

These three items were cut from the 2014-15 School Budget in April 2014.

The Board of Supervisors has requested that County staff review all additional appropriation requests from the Franklin County Public Schools.

The County currently has \$340,000 in school bus replacement funds in the County's capital fund. The County is also holding the school energy fund of \$260,640 in the County's capital fund.

The Schools would like to replace four buses in the current fiscal year:

2 Regular 71 Passenger School Buses	\$178,064
2 Special Education Handicapped-Equipped School Buses	\$135,636
Reserve for the Purchase of School Buses in FY15-16	\$26,300
Total	\$340,000

At this time, the Schools would also like to request the Energy Funds Reserve be transferred to pupil transportation for fuel (\$86,880) and to operations and maintenance for electricity (\$86,880) and heating fuel (\$86,880).

RECOMMENDATION:

Staff respectfully requests the Board transfer \$313,700 to the Schools for the purchase of 2 regular 71 passenger school buses and 2 special education handicapped-equipped school buses from the County's capital fund. Unused school bus replacement funds of \$26,300 will be remaining in the county's capital funds for school bus replacement in the 15-16 fiscal year. Staff would also request the \$260,640 School Energy Fund be transferred to the Schools.

General discussion ensued.

(RESOLUTION #04-10-2014)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to approve the request as submitted and reviewed.

MOTION BY: Bobby Thompson

SECONDED BY: Bob Camicia

AMENDMENT TO MOTION TO RELEASE THE BUS APPROPRIATION OF \$340,000 AND TO HOLD THE ENERGY FUNDS IN THE AMOUNT OF \$86,880.

MOTION AMENDMENT: Bob Camicia

SECOND AMENDMENT: Ronnie Thompson

VOTING ON THE AMENDMENT TO THE ORIGINAL MOTION WAS AS FOLLOWS:

AYES: Mitchell, Ronnie Thompson, Camicia, & Brubaker

NAYS: Wagner, Bobby Thompson

ABSENT: Cundiff

AMENDMENT TO THE MOTION PASSED WITH A 4-2-0-1 VOTE

SOCIAL SERVICES PRESENTATION/ADDITIONAL STAFF

John Lipscomb, Chairman, Franklin County Social Services Board, presented the following PowerPoint presentation regarding additional staff:



WHY WE ARE HERE TODAY

- Restore our capability to Support the DSS Mission
 - Our Mission: Protect the vulnerable, promote self sufficiency or maximum economic independence and prevent negative social outcomes for the residents of Franklin County.
 - Only Eligibility Operations (not Services) will be addressed.
- Core Issues
- Recovery Strategies
- Immediate Needs
- Future Outlook

10/21/2014

DSS Emergency Budget Request

2

KEY VSSS ELIGIBILITY PERFORMANCE MEASURES

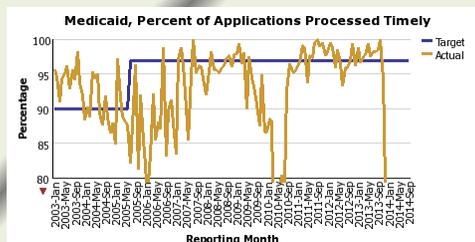
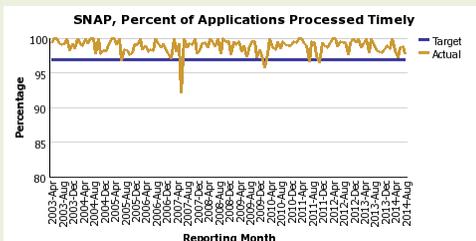
- Supplemental Nutritional Assistance Program (SNAP) applications meet or exceed the 97% State goal.
- Temporary Assistance to Needy Families (TANF) applications meet or exceed the 97% State goal.
- Medicaid applications vary widely and are not meeting the 97% State goal.
- As of October 1, 2014, there are 1005 Medicaid Renewal cases that are Overdue. This represents roughly 20% of all cases (approx. 5000 +) for 2014.

10/21/2014

DSS Emergency Budget Request

3

VSSS PERFORMANCE INDICATORS



10/21/2014

DSS Emergency Budget Request

4

CORE ISSUES

- ✓ Growth in Demand exceeds Growth in DSS Staff

10/21/2014

DSS Emergency Budget Request

5

CORE ISSUES

- ✓ Growth in Demand exceeds Growth in DSS Staff
- +
- ✓ Growth in Process Complexity

10/21/2014

DSS Emergency Budget Request

6

CORE ISSUES

- ✓ Growth in Demand exceeds Growth in DSS Staff
- +
- ✓ Growth in Process Complexity
- ↓
- ✓ Growth in Case Loading

10/21/2014

DSS Emergency Budget Request

7

CORE ISSUES

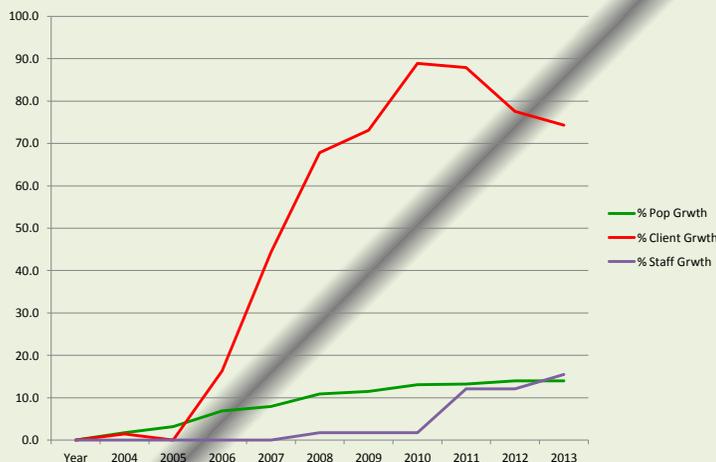
- ✓ Growth in Demand exceeds Growth in DSS Staff
- ↓
- ✓ Growth in Process Complexity
- ↓
- ✓ Growth in Case Loading
- ↓
- ✓ Increased Burnout, Turnover and Lower Productivity

10/21/2014

DSS Emergency Budget Request

8

ELIGIBILITY CLIENT GROWTH VS. DSS STAFFING



10/21/2014

DSS Emergency Budget Request

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GROWTH IN CASE COMPLEXITY

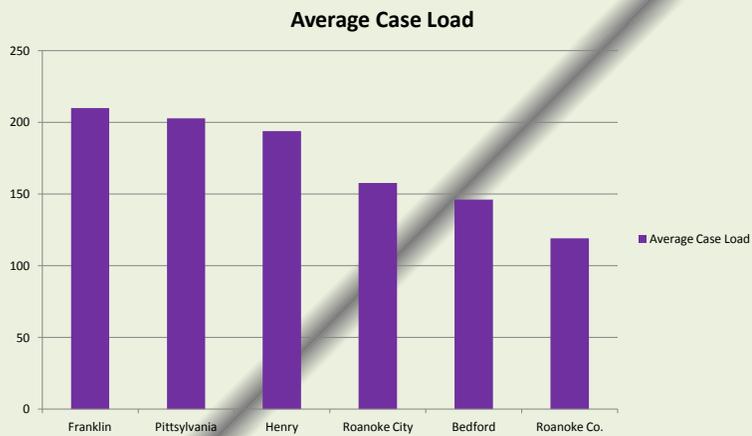
- Affordable Care Act generating a 67% increase in Medicaid applications volume.
- Medicaid Application has increased from 14 to 31 pages.
- Mandatory use of Virginia Case Management System
 - New web based technology requires new training and learning
 - Inefficient Interface/Input Design
 - Errors and Omissions require re-work
- Medicaid processing time has increased approximately 50%

10/21/2014

DSS Emergency Budget Request

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CURRENT MONTHLY ELIGIBILITY CASE LOADING



10/21/2014

DSS Emergency Budget Request

13

PERCENT TURNOVER RATE



10/21/2014

DSS Emergency Budget Request

14

ORGANIZATIONAL IMPACT

- “Quick Sand” Effect takes toll on Attitude, Productivity and Burnout
- Turnover adds Unnecessary Costs and Further Reduces Productivity
 - Losing experienced employees
 - Search, Hiring and Training expenses increase
 - New Employee Learning Time reduces available work time
- Productivity Losses impact Organizational Performance
 - Longer Wait Time for clients
 - Drop in State and Federal Performance Measures

10/21/2014

DSS Emergency Budget Request

15

RECOVERY STRATEGY

- **First - Reduce Case Load through Increased Staffing**
 - Focus on Eligibility Operations – Greatest Need
 - Limited Process Improvements
 - Intake Operations
 - File Room
 - Emergency Budget for Increased Staffing in 2014/15
- **Next – Increase Organizational & Individual Productivity**
 - Investigate Longer Term Process Improvements
 - Specialization
 - Benchmarking Peer Organization Experiences
 - Co-Location of all operations

10/21/2014

DSS Emergency Budget Request

16

IMMEDIATE NEEDS

- **Additional \$24,036 funding increase**
 - \$48071 Annual 2014/15 Budget Increase
 - Kick in around January 2015 (middle of the July –June Budget Cycle).
- **Creation of 3 New Positions within the Eligibility Organization**
 - \$24,036 is our share of the cost for remainder of 2014/15 Budget Cycle
 - The Balance of the cost comes from State/Federal funding

10/21/2014

DSS Emergency Budget Request

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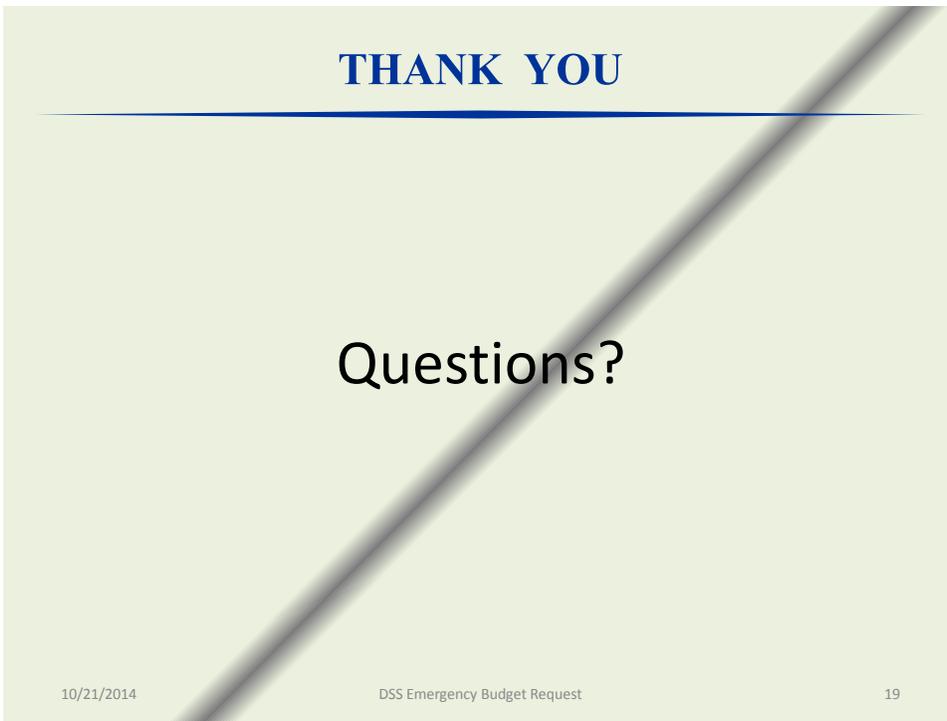
FUTURE OUTLOOK

- **With the additional \$24,036 funding and adding 3 new positions, we anticipate:**
 - Reducing individual Case Loads
 - Slowing the Turnover Rate
 - Improving key Eligibility Performance Measures
- **Without the additional funding, we anticipate:**
 - Triggering State and/or Federal Corrective Active Interventions at some point
 - Growing Risk of Failure to “prevent negative social outcomes for the residents of Franklin County”

10/21/2014

DSS Emergency Budget Request

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General discussion ensued.

(RESOLUTION #05-10-2014)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to approve an additional appropriation of \$24,036 from the Board contingency account to the Department of Social Services to hire three (3) additional Eligibility workers.

MOTION BY: Bob Camicia

SECONDED BY: Bobby Thompson

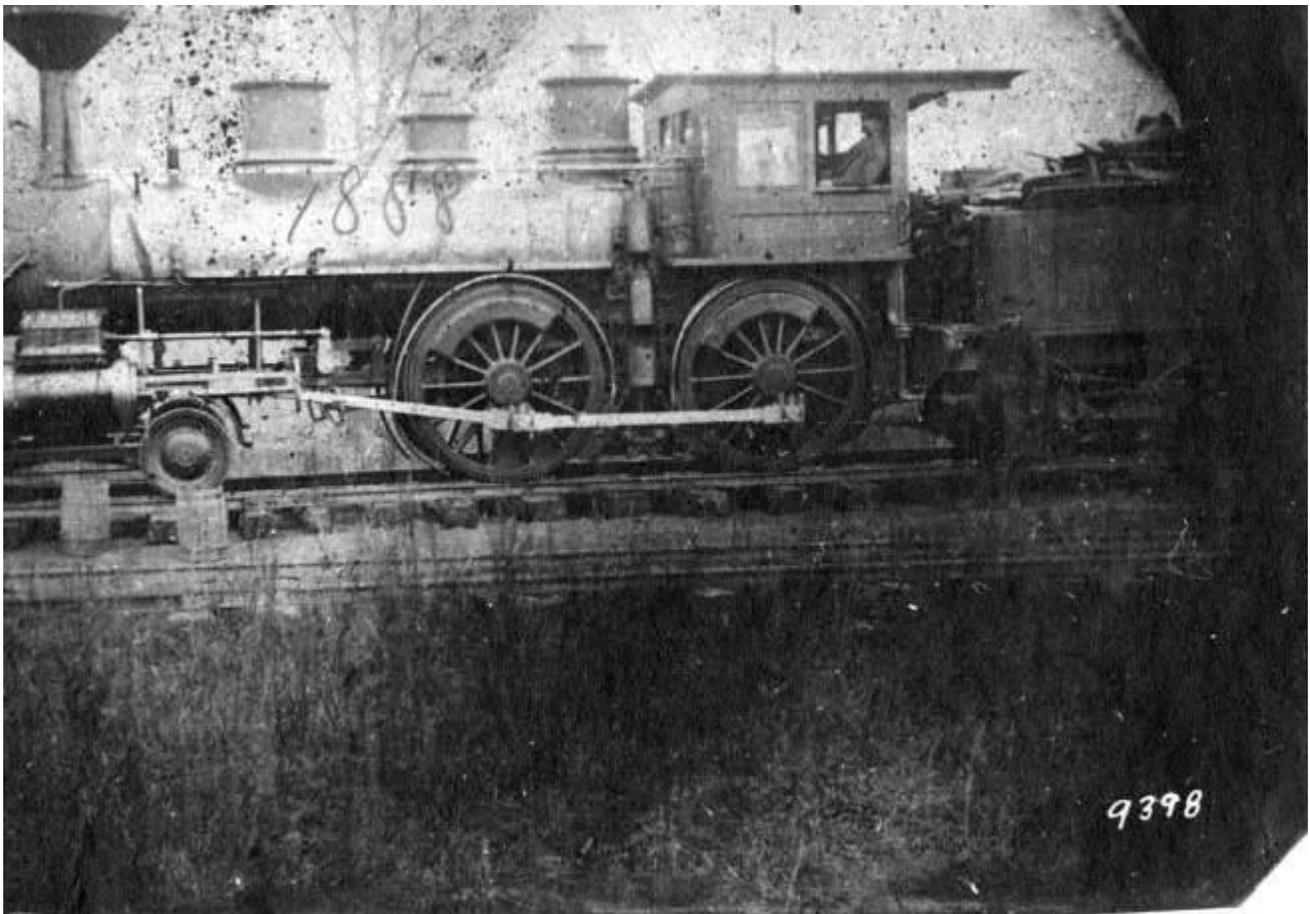
VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Thompson, Wagner, Camicia, Thompson & Brubaker

ABSENT: Cundiff

FRANKLIN COUNTY TO THE VIRGINIA RAIL HERITAGE REGION

George Nester, Boones Mill Town Manager and Mike Smith, Boones Mill Town Council Member, requested a resolution from the Board to be presented to the General Assembly in January for the inclusion of Franklin County into the Virginia Rail Heritage Region. The following PowerPoint was presented:













10/11/2014

Bill Tracking - 2010 session > Legislation

[history](#) | [hilite](#) | [pdf](#)**HOUSE JOINT RESOLUTION NO. 25***Designating "Virginia's Rail Heritage Region."*

Agreed to by the House of Delegates, January 21, 2010
 Agreed to by the Senate, March 9, 2010

WHEREAS, the region, including the Counties of Alleghany, Amherst, Bedford, Botetourt, Campbell, and Roanoke, and the Cities of Lynchburg, Bedford, Covington, Salem, and Roanoke, and the Towns of Buchanan, Clifton Forge, Troutville, Amherst, Iron Gate, and Vinton, involves the largest concentration of rail facilities in Virginia, owned by the Chesapeake and Ohio Railroad, the Norfolk and Western Railway Company, and the Southern Railway Company, including the shops in Roanoke where the most modern steam locomotives in the world were designed and built, the Clifton Forge shops of the C&O Railway, and the Southern facilities at Monroe in Amherst County; and

WHEREAS, with the Chesapeake and Ohio Railroad Historical Society in Clifton Forge and the Norfolk and Western Historical Society in Roanoke combined with the Roanoke and Blue Ridge chapters of the National Railway Historical Society and the Virginia Museum of Transportation in Roanoke, this region has the largest base of rail enthusiasts in the Commonwealth; and

WHEREAS, the region is the location of the Commonwealth's official transportation museum, the Virginia Museum of Transportation in Roanoke, designated by the General Assembly in the 1980s; and

WHEREAS, the region also contains the O. Winston Link Museum, featuring America's finest collection of professional photos taken of Virginia railroads in the 1950s, when steam was king on the Norfolk and Western; now, therefore, be it

RESOLVED by the House of Delegates, the Senate concurring, That the General Assembly designate "Virginia's Rail Heritage Region," which includes the Counties of Alleghany, Amherst, Bedford, Botetourt, Campbell, and Roanoke, and the Cities of Lynchburg, Bedford, Covington, Salem, and Roanoke, and the Towns of Buchanan, Clifton Forge, Troutville, Amherst, Iron Gate, and Vinton, and encourage state agencies and local governments to work together to promote and encourage rail tourism in their respective areas of the region, to include working with the Commonwealth Transportation Board to establish appropriate highway signage; and, be it

RESOLVED FURTHER, That the Clerk of the House of Delegates transmit copies of this resolution to the city and town councils and the county boards of each locality in "Virginia's Rail Heritage Region" as an expression of the General Assembly's support.

(RESOLUTION #06-10-2014)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to authorize staff to forward a letter of support for Franklin County to be a designated part of the Virginia's Rail Heritage Region, involves the largest concentration of rail facilities in Virginia.

MOTION BY: Charles Wagner

SECONDED BY: Ronnie Thompson

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Thompson, Wagner, Camicia, Thompson & Brubaker

ABSENT: Cundiff

BOONES MILL HISTORIC DISTRICT RECOGNITION

Ronnie Thompson, Boone District Supervisor, presented the following resolution of recognition to George Nester, Boones Mill Town Manager and Mike Smith, Boones Mill Town Council Member:

RESOLUTION OF RECOGNITION

WHEREAS, the Boones Mill Town Council has successfully received official notification from the Virginia Department of Historic Resources on August 25, 2014, declaring the Town of Boones Mill an Historic District, and

WHEREAS, the Town of Boones Mill is to be applauded for their diligent support and numerous hours of work in preparing the nomination for the Historic Designation, and

BE IT THEREFORE RESOLVED, by the Board of Supervisors to publically congratulate the Boones Mill Town Council for their achievement in being nominated and designated for the Town of Boones Mill as an Historic District and entered into the National Register of Historic Places with the property listed by the United States Department of the Interior, National Park Service

THEREFORE BE IT LASTLY RESOLVED, the Franklin County Board of Supervisors wishes to officially recognize the efforts of the Boones Mill Town Council for their dedication and public service to the citizens of Boones Mill and Franklin County.

SHERIFF'S DEPARTMENT SPACE NEEDS

Captain Duane Amos, shared with the Board the purpose of this executive summary is to inform you that the Franklin County Jail is in need of additional space to be able to perform our duties in a more efficient, safe, and professional manner. Currently visitors coming to visit inmates at the Western Virginia Regional Jail must wait outside in the rain, wind, extreme heat, and the cold prior to having their visit. Visitors coming to visit in the Franklin County Jail must be allowed to enter in the secured jail facility, which causes a safety concern for our staff and other incarcerated inmates, with the possibility of contraband being brought in. Currently, there is not adequate space in our jail facility for attorney visits, pastoral visits, mental evaluations, and specialized group programs.

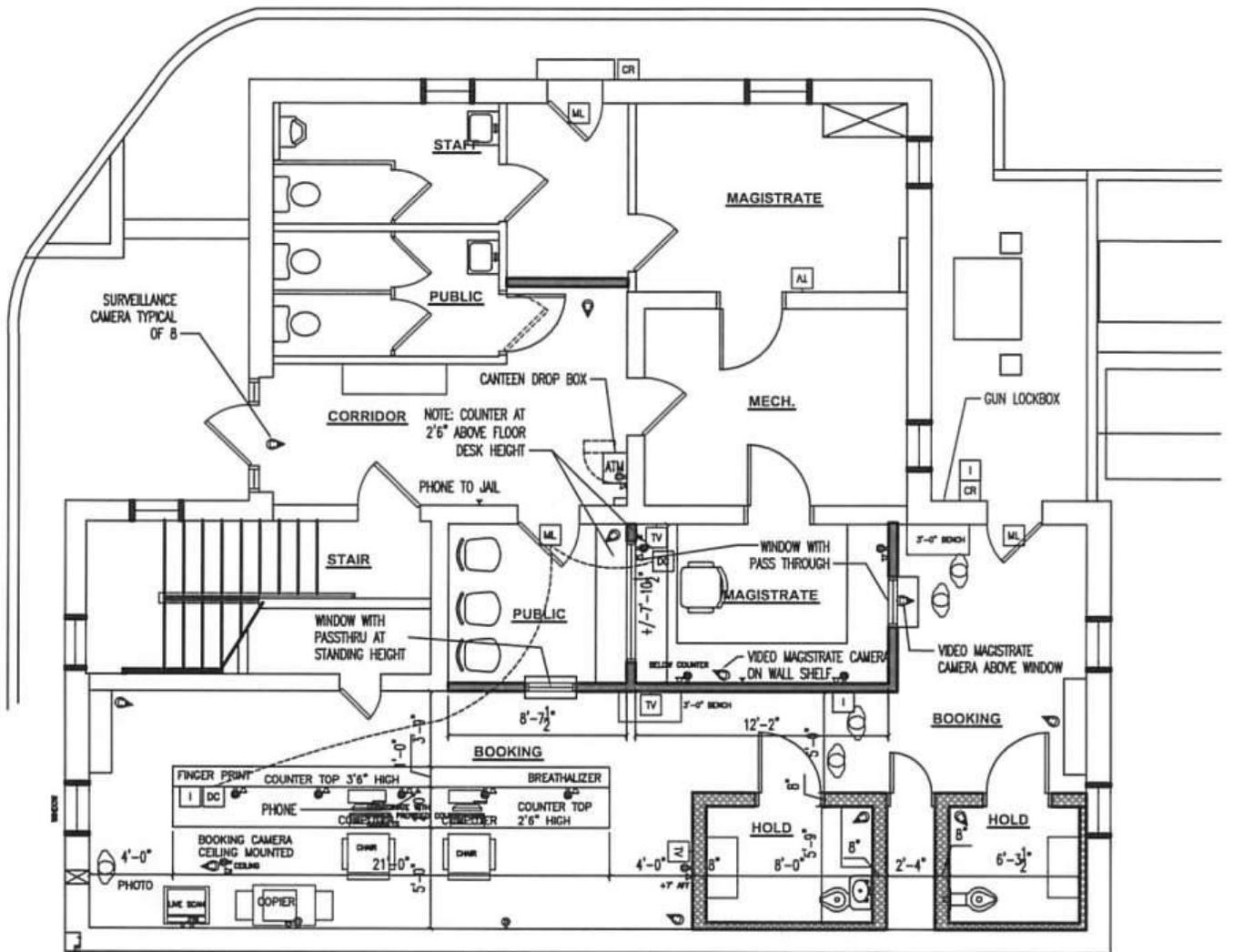
We would like to request that the Old County Administration Building be completely designated to the Office of the Sheriff, to allow for future expansion of office space and to better serve the community that we live in. If this request is granted, our greatest priority would be to move the Western Virginia Regional Jail Video Visitation to the street level of the Old County Administration Building, directly across from the jail. The purpose of this move would allow us to serve the public better and more efficiently. The space requested has direct street access from East Court Street, it has a handicap ramp for those that are disabled, and it will allow for a waiting area that we currently do not have. The space requested is large enough for future expansion of video visitation for the regional jail if the need arises. With the Courthouse renovation that is underway, a sally port will be constructed outside of our jail. The purpose of the sally port will be to only allow authorized personnel in and to stop direct contact between the public and arrestees. Video visitation must be moved from its current location, so that we are not defeating the purpose of the sally port by allowing citizens to enter in this secure area to go to video visitation. Also, for the Franklin County Jail visitation, citizens would need to enter into the sally port area to visit inmates inside our jail, once again defeating the purpose of the sally port. We are currently looking at vendors to allow for video visitation for the Franklin County Jail inmates and their families that will operate the same as it does for the regional jail. We would like to be able to add our video visitation into the requested area above to maximize the space effectively. Also in this area we would like to designate an office for Juvenile Intake for after hours, scrap metal permits, and to register sex offenders for the Virginia State Police.

If the above request is granted, we would like to request to be allowed to turn the current video visitation area into a multipurpose room for the jail inmates. There are multiple programs out today to assist jails with a very high recidivism rate that most localities face. We have reached out to some of these organizations and they are willing to come to Franklin County but we need an area that we can designate for these programs. We currently have the GED program through the high school in place however; the program will soon be going away from traditional pen and paper to online services only. The jail has acquired several surplus computers designated for the GED program, but we must have an area designated for the computers. We would also utilize this area for pastoral visits, attorney visits, and mental health evaluations ordered by the courts. Currently these programs are only offered to trustees that are allowed to be in an unsecured location. Having this area allocated to the jail would allow us to offer these programs to all inmates incarcerated in the Franklin County Jail because of the newly secured sally port.

There will be some costs associated with this move however; I have contacted the regional jail and there will be no charge to come and move the current video equipment to the requested area. There will need to be some minor construction done in the current video visitation area and in the requested space in the Old County Administration Building. The Office of the Sheriff feels that the majority of this work can be completed with inmate labor to assist with keeping costs down.

RECOMMENDATION:

The Office of the Sheriff respectfully requests board authorization for the space requested as presented. County Administration asks that the relocation decision of video visitation be separated from the assignment of space being vacated by video visitation and the repurposing be discussed at a later time as there are other requests for the space.



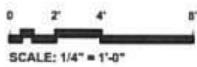
FLOOR PLAN

SCALE: 1/8" = 1'-0"



LEGEND

- | | | | |
|--|---|--|-------------------------|
| | NEW BLOCK WALL | | INTERCOM |
| | NEW PARTITION OR INFILL TO MATCH EXISTING | | MAG LOCK |
| | EXISTING WALL | | CAMERA |
| | NEW DOOR AND FRAME | | TV MONITOR |
| | EXISTING DOOR AND FRAME | | TELEPHONE |
| | | | CARD READER |
| | | | ETHERNET COMMUNICATIONS |
| | | | DUPLEX RECEPTACLE |
| | | | QUADPLEX RECEPTACLE |



Franklin County
Magistrates Office
Rocky Mountain, VA

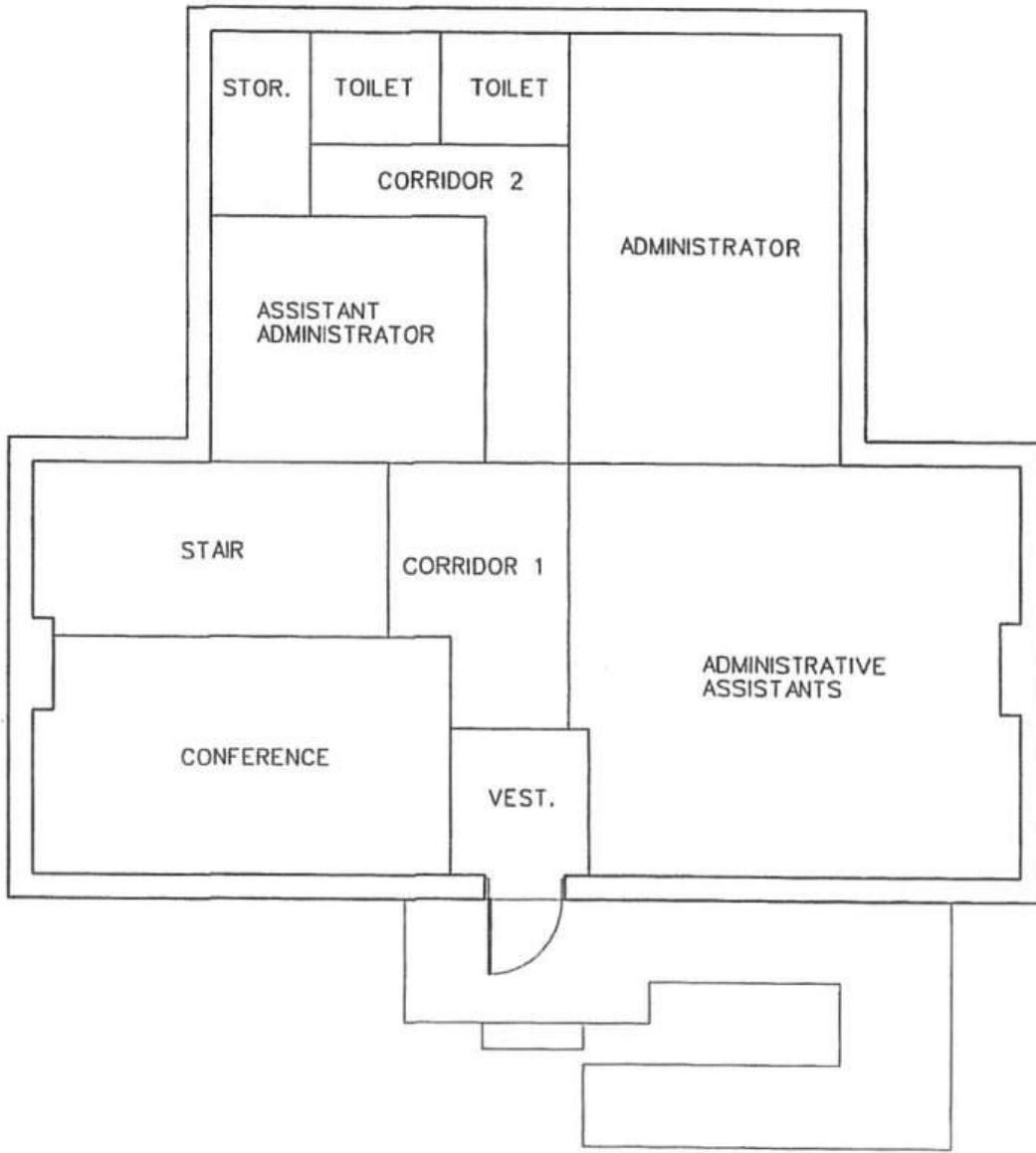
REVISED FLOOR PLAN

DATE: 2/27/13

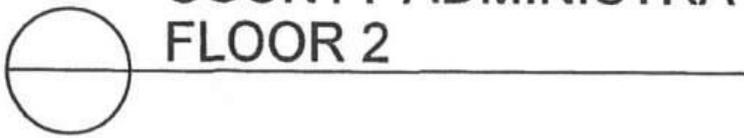
T&L Project No. 11938-00

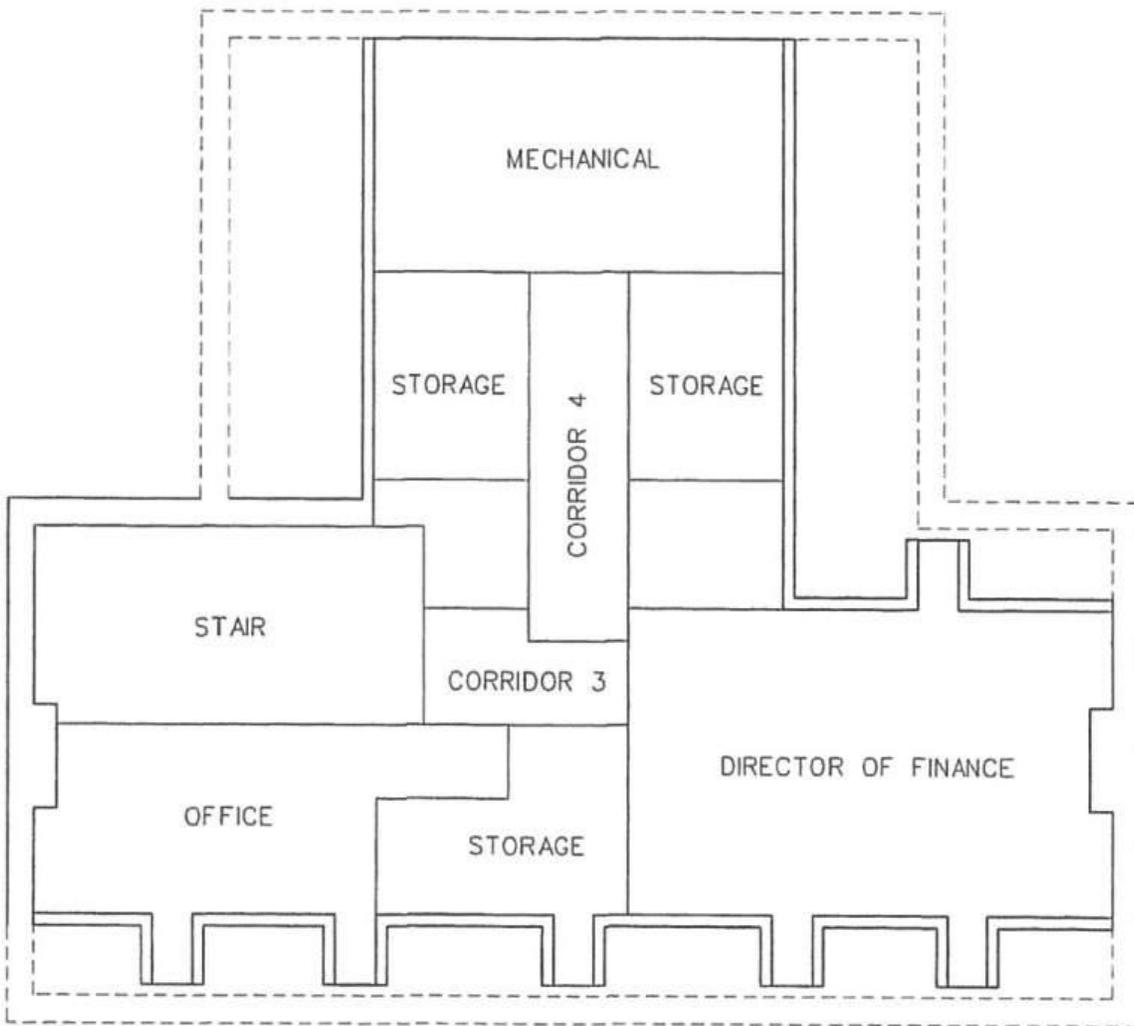


THOMPSON & LITTON
Fifty years of integrity, insight and innovation.



COUNTY ADMINISTRATION
FLOOR 2





**COUNTY ADMINISTRATION
FLOOR 3**

General discussion ensued.

COURTHOUSE SPACE ALLOCATION

Richard E. Huff, II, County Administrator, advised the Board Franklin County has been approved for a second Juvenile Court Judge and Judge Rice has requested space be allocated in the courthouse for a second Juvenile Courtroom and second Judge's office space.

Simultaneously, Judge Alexander and Sheriff Overton requested that permanent office space be allocated for the Court Bailiff Sergeant and Corrections Captain in the courthouse in addition to the former video visitation space (if vacated) to be repurposed for a GED computer classroom, and used for attorney visits, pastoral visits, and mental health evaluations.

Staff requests guidance from the Board on the requests that have been submitted and how to proceed.

Vice-Chairman Cline Brubaker, appointed Ronnie Thompson and Charles Wagner to serve on a committee to study and evaluate courthouse, jail, and Sheriff's office space needs.

FERRUM PEDESTRIAN IMPROVEMENT UPDATE

Mike Burnette, Director of Economic Development, advised the Board after accepting proposals for engineering services for the Ferrum Pedestrian Bridge, staff was advised, Federal regulations related to potential grant funding was not originally included in the request for proposal. Additionally, the scope of work for the project maybe changing as expanding the existing bridge is now a possibility.

(RESOLUTION #07-10-2014)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to reject the received engineering services proposal and to authorize staff to solicit for engineering services for the Ferrum

Pedestrian Bridge utilizing federal regulations for potential grant funding with the possibility of widening the existing bridge.

MOTION BY: Bobby Thompson
SECONDED BY: Charles Wagner
VOTING ON THE MOTION WAS AS FOLLOWS:
AYES: Mitchell, Thompson, Wagner, Camicia, Thompson & Brubaker
ABSENT: Cundiff

HOMESTEAD CREAMERY REZONE

Richard E. Huff, II, County Administrator, requested Board action for Homestead Creamery, Inc.'s rezone petition to be heard in November rather than December.

(RESOLUTION #08-10-2014)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to authorize staff to advertise the Homestead Creamery, Inc., rezone petition for the Board of Supervisors' meeting on November 18, 2014.

MOTION BY: Charles Wagner
SECONDED BY: Ronnie Thompson
VOTING ON THE MOTION WAS AS FOLLOWS:
AYES: Mitchell, Thompson, Wagner, Camicia, Thompson & Brubaker
ABSENT: Cundiff

Vice-Chairman Cline Brubaker stated the following Board process would be followed during the Mountain Valley Pipe Line presentation.

CITIZEN COMMENT PERIOD

Any citizen of the County that wishes to address the Board on any topic may do so by calling the Board Clerk's Office one (1) week in advance of the meeting and requesting that their name and topic be added to the agenda. Walk-ins will be allowed to speak if time is available under the same conditions. The citizen will be granted 3 minutes to present their issue and if the Board wishes to schedule further time, may direct staff to place the subject on the next available agenda. Only one person per side (position), per topic will be allowed to speak under the Citizen Comment Period per Meeting. A total of 15 minutes will be allowed for Citizen's Comments on the agenda. Public Comments will be received by the Board during the 3rd Tuesday meeting at 1:30 P.M., and at 6:00 p.m. meeting prior to public hearings unless a citizen can clearly demonstrate that an earlier time is necessary. **(Amended/Resolution # 21-06-2006 & # 07-01-2007)**

The Board selected to stay within the guidelines of their adopted policy for citizen comment regarding the Mountain Valley Pipe Line presentation during the evening session.

CLOSED MEETING

(RESOLUTION #09-10-2014)

Request for Closed Meeting in Accordance with 2.2-3711, a-1, Personnel, a-3, Acquisition of Land, a-5, Discussion of a Prospective New Business or Industry, or of Expansion of an Existing one, and a-29, Contracts, of the Code of Virginia, as Amended.

MOTION BY: Charles Wagner
SECONDED BY: Bob Camicia
VOTING ON THE MOTION WAS AS FOLLOWS:
AYES: Mitchell, Thompson, Wagner, Camicia, Thompson & Brubaker
ABSENT: Cundiff

MOTION: Ronnie Thompson **RESOLUTION: #10-10-2014**
SECOND: Charles Wagner **MEETING DATE** October 21, 2014

WHEREAS, the Franklin County Board of Supervisors has convened an closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act: and

WHEREAS, Section 2.2-3712(d) of the Code of Virginia requires a certification by this Franklin County Board of Supervisors that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED, that the Franklin County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were

identified in the motion convening the closed meeting were heard, discussed or considered by the Franklin County Board of Supervisors.

VOTE:

AYES: Mitchell, Thompson, Wagner, Camicia, Thompson & Brubaker

NAYS: NONE

ABSENT DURING VOTE: Cundiff

ABSENT DURING MEETING: Cundiff

APPOINTMENTS:

- + Housing Rehab Board
- + Western Va. Regional Jail Authority)
- + West Piedmont Planning Commission Board
- + Industrial Development Authority (*Term Expires 11/18/2014*)

(RESOLUTION #11-10-2014)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to re-appoint Charles Wagner, Mike Thurman, William Helm, Don Smith, Neil Holthouser and Hubert Quinn to the Housing Rehabilitation Board with said terms to expire December 31, 2015.

MOTION BY: Charles Wagner

SECONDED BY: Leland Mitchell

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Thompson, Wagner, Camicia, Thompson & Brubaker

ABSENT: Cundiff

(RESOLUTION #12-10-2014)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to re-appoint Charles Wagner (Board Representative); David Cundiff (Alternate) and Christopher Whitlow (Administrative Representative); Rick Huff, II (Alternate) to the Western Virginia Regional Jail Authority with said terms to expire December 31, 2015.

MOTION BY: Bob Camicia

SECONDED BY: Bobby Thompson

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Thompson, Wagner, Camicia, Thompson & Brubaker

ABSENT: Cundiff

(RESOLUTION #13-10-2014)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to re-appoint Bobby Thompson and Leland Mitchell to serve on the West Piedmont Planning District with said terms to expire December 31, 2015.

MOTION BY: Charles Wagner

SECONDED BY: Bob Camicia

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Thompson, Wagner, Camicia, Thompson & Brubaker

ABSENT: Cundiff

(RESOLUTION #14-10-2014)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to re-appoint Dennis Powell to serve on the Industrial Development Authority representing the Union Hall District with the said term to expire November 18, 2018.

MOTION BY: Ronnie Thompson

SECONDED BY: Charles Wagner

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Thompson, Wagner, Camicia, Thompson & Brubaker

ABSENT: Cundiff

Vice-Chairman Brubaker recessed the meeting for the previously advertise public hearings as follows:

PETITION FOR REZONE – Petition of Emily D. Mason, Petitioner/Owner requesting a rezone from R-1, Residential Suburban Subdivision District to A-1, Agricultural District on a +/- 5.32 acre parcel located at 7920 Burnt Chimney Road (SR 670) in the Union Hall District of Franklin County, and further identified by Franklin County Real Estate records as Tax Map/Parcel # 0470005206. (Case # REZO-8-14-13250)

Neil Holthouser, Director of Planning and Community Development, shared with the Board the following petition and staff report:

PETITION FOR REZONE – Petition of **Emily D. Mason, Petitioner/Owner** requesting a rezone from R-1, Residential Suburban Subdivision District to A-1, Agricultural District, with proffers, for a +/- 5.32 acre parcel located at 7920 Burnt Chimney Road (SR 670) in the Union Hall District of Franklin County, further identified by Franklin County Real Estate records as Tax Map/Parcel # 0470005206. The subject property is zoned R-1 which allows a maximum residential density of 5.808 dwelling units per acre where served by public water and sewer; 2.904 dwelling units per acre where served by public water or sewer; and 1.25 dwelling units per acre where neither water nor sewer are provided. The proposed A-1 zoning category allows a maximum residential density of 1.25 dwelling units per acre. The Future Land Use Map of the Franklin County Comprehensive Plan identifies this area as appropriate for Low Density Residential uses, with an anticipated residential density of one to two dwelling units per acre. This petition for rezone with proffers would not result in any additional dwelling units, nor any increase of residential density for this property.

SITE STATISTICS:

<i>Location:</i>	7920 Burnt Chimney Road (SR 670); Union Hall District
<i>Size:</i>	+/-5.32 acres
<i>Existing Land Use:</i>	Rural residential; one site-built dwelling w/ detached garage and barn; private cemetery
<i>Adjoining Zoning:</i>	A-1; R-1
<i>Adjoining Land Uses:</i>	Agricultural/Forestry, Single-family residential
<i>Adjoining Future Land Uses:</i>	Low Density Residential
<i>Geography:</i>	No wetlands or floodplain. Level, partly cleared land with well-established trees and low-growing vegetation. Soil is Minnieville loam, 2 to 8 percent slopes

SITE / AREA PHOTOGRAPHS



Looking northwest into the property from SR 670



The proposed public entrance from SR 670 (pictured) will be improved as necessary according to VDOT standards. The private family entrance, farther south, will remain private.

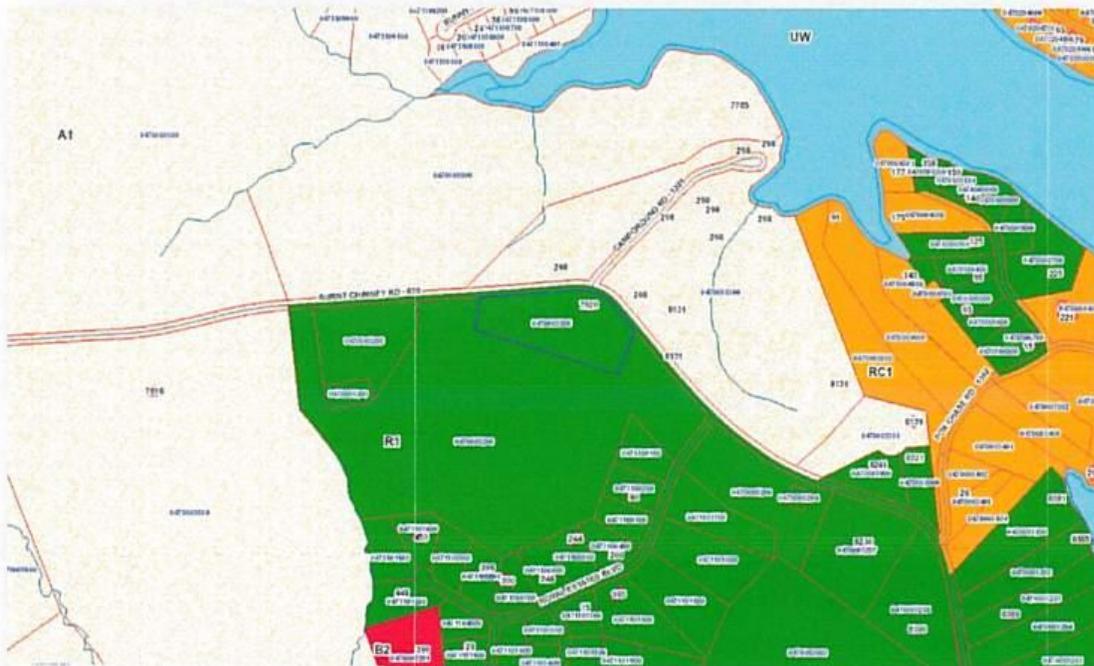


Aerial view of the property showing existing natural buffer landscaping along Burnt Chimney Rd, the existing drive, the asphalt court, and existing dwelling with garage and barn. The cemetery is located in the extreme southwest corner of the property.

SITE / AREA MAPS



The location of the parcel where the rezoning is proposed is shown outlined in blue. It is located directly across from a commercial campground and is surrounded on three sides by farmland.



The surrounding zoning categories include A1 (Agricultural), R-1 (Residential Suburban Subdivision) and RC-1 (Residential Combined Subdivision), with a 4.5-acre parcel zoned B2 located within 1500 feet to the south of the parcel

BACKGROUND:

The applicant/owner currently lives with her family on the property, which they purchased from a previous owner several years ago who had an antiques business. The Masons would like to be able to continue to live in and maintain the home as their personal family residence while capitalizing on the historic nature of the property, and consequently have explored the possibility of allowing the grounds to be rented for weddings and special events. In addition to the existing house the 5.32-acre tract contains a detached garage and barn, which the Masons plan to refurbish, and a private cemetery. There is an asphalt court that can be improved to provide parking. The rear perimeter of the property is fenced, and there is an established evergreen buffer along the public ROW, as well as many very large trees and gardens on the property.

The property was subdivided from the larger farm tract when Royal Oaks subdivision was developed, and holds a ROW easement to utilize some of the community dock facilities. The most recent plat is a boundary survey recorded at PB 673 P 297 that shows the property contains 5.320 acres and two driveway entrances on Burnt Chimney Rd [SR 670], a fifty-foot (50') public right-of-way. The applicant has submitted a voluntary proffer statement containing eight (8) proffers, including a concept plan that is based on the aforementioned plat.

The proffers are stated as follows:

TO THE HONORABLE SUPERVISORS OF FRANKLIN COUNTY:

Date: August 4, 2014

BEING IN ACCORD WITH Section § 15.2-2296 ET SEQ of the Code of Virginia and Section § 25-733 of the Zoning Ordinance of Franklin County, the petitioner' Emily D. Mason,

Hereby voluntarily proffer(s) to the Board of Supervisors of Franklin County, Virginia the following conditions to the rezoning of the above-referenced parcel(s) of land:

The concept plan plat and sketch attached with the attached rezoning application.

Water access rights conveyed with the property will be for owners only and not extended to assembly/event guests.

Existing evergreen buffer vegetation that extends around the existing boundary lines will be retained/maintained.

No confined animal feeding programs on the property.

No forestal operations or management activities.

No principle garage for commercial operation of vehicle repair garage.

No landing strips.

No commercial sales, service, repair of farm, garden, or logging equipment.

The concept plan details the existing structures and improvements, proposed parking and ceremony area, a natural preservation area in and around the cemetery, and shows the location where an event tent may be placed during the appropriate times. In addition, the

proffers limit certain uses and contain a statement that the existing landscape buffer will be maintained.

The overall surrounding area is characterized by a mix of rural agricultural, residential, and rural uses, with neighboring properties to the north zoned A-1. The adjacent property zoned R-1 is undeveloped agricultural land and abuts the Royal Oaks development to the south. The property zoned B-2 (Business District General) that is shown on the zoning map above lies within the Royal Oaks development and does not contain proffers. There is a public commercial campground directly across Burnt Chimney Road from the property under review. The shortest distance to Smith Mountain Lake lies to the north and is approximately 1100 feet from the parcel at the end of Campground Rd [SR 1301].

ZONING ORDINANCE:

Sec. 25-177 of the Zoning Ordinance sets forth the following intent for the A-1 district:

- (a) *This district includes unincorporated portions of the county that are occupied by various open uses such as farms, forests, lakes, reservoirs, streams and park lands. This district is established for the purpose of facilitating existing and future farming operations, preserving farm and forest lands, conserving water and other natural resources, reducing soil erosion, preventing water pollution, and protecting watersheds and reducing hazards from flood and fire.*
- (b) *It is expected that certain desirable rural areas of this rural district may logically develop residentially at low density. It is the intent, however, to discourage the random scattering of residential, commercial, or industrial uses in this district. It should also be presumed that the agricultural and forestry activities may produce some noise, odors and other effects and a certain level of tolerance for these effects must be expected to those who would dwell in this district. Special use permits will be employed to seek improved level of compatibility between uses.*

Sec. 25-178 lists the Permitted Uses for the A1, Agricultural District, among which are "Assembly halls," "Homes, Single family detached," and "Home occupations, Class B." According to the application, these are the proposed uses for which this rezoning is sought. In addition, on the proffered concept plan the applicant shows "preservation area" and the existing private family cemetery, which are also permitted uses in the A1 District.

The applicant is voluntarily proffering out the following uses, which would otherwise be permitted either by-right or with a special use permit in the A1 District:

- Confined animal feeding operations
- Forestral operations
- Forestral management activities
- Principle garage, commercial for vehicle repair
- Commercial sales, service, repair of farm, garden, or logging equipment

COMPREHENSIVE PLAN:

Franklin County's Comprehensive Plan identifies this area as appropriate for Low Density Residential uses, intended to allow gross densities of one to two dwellings units per acre in general proximity to residential support services such as schools, playgrounds, and churches. These areas should either be located in or near existing Towns, Villages, or Rural Neighborhood Centers. It is envisioned that public water and/or sewer will someday serve these areas, meeting all local and state standards and requirements. They should be served by new public roads built by the developer to State standards and dedicated to the State. Recreational facilities and other amenities should be provided.

While low density residential areas are typically comprised of traditional neighborhood developments they may also include manufactured housing, free standing townhomes, patio homes and other similar building types.

Policies for Low Density Residential

- 1. All roads should be built to state standards and offered by the developer for inclusion in the state system for maintenance.*
- 2. Lots in new subdivisions abutting County arterial or major collector roads should be provided access onto service or interior roads so as to prevent the stacking of driveways.*
- 3. On site centralized treatment plants to provide public sewer for each subdivision should be encouraged.*
- 4. The density of all new subdivisions to be served by wells and/or septic systems should be determined by the long term carrying capacity of the land. All new lots should have adequate reserve areas in the event of septic system failures.*
- 5. Centralized water systems should be required to provide water to all new subdivisions.*
- 6. All new subdivisions located in prime farmland areas should include adequate buffers to separate residential uses from agricultural operations.*
- 7. Encourage interconnection of residential and commercial developments in order to lessen the traffic loads on arterial roads and provide pedestrian and bicycle linkages.*
- 8. Streets within subdivisions shall be designed to provide interconnections to adjacent vacant land for future subdivision access and circulation.*

CONSIDERATIONS:

The Zoning Ordinance states that areas zoned A-1 may "logically develop residentially at low density." Franklin County's Comprehensive Plan defines low density as 1 to 2 dwelling units per acre.

The A-1 zoning district allows for a maximum density of 1.25 dwelling units per acre, with a density bonus up to a maximum of 1.5 dwelling units per acre available for residential cluster developments.

Given the size of the parcel and the amount of frontage along SR 670, it is possible that the property could be subdivided for residential development under the current R1 zoning into five or more lots, depending on septic approvals, but with the proposed rezoning application and proffered concept plan, no further residences would be permitted.

Assembly Halls and *Home occupations, Class B* are not permitted under the current R1 zoning; these two uses most closely describe the proposed use of this property. The special event activities are to take place predominantly outside in the garden areas and in a large temporary structure (rented tent that is erected for each event and removed afterwards), and these activities are described in the Va-UBC building code as “assembly” occupancies. “Assembly hall” is not otherwise defined in the zoning ordinance. Since the Masons will conduct the business use out of their residence, no substantial changes to the existing structures will take place in order to accommodate the proposed use, and it is incidental and subordinate to the residential use of the property, the use may be classified as a Home occupation, Class B.

The use will require the submission and approval of a Minor Site Plan, which will include Health Dept and VDOT review, and will also require building permit(s) for any changes and/or improvements to the existing garage as shown on the concept plan, repairs and renovations of the barn, as well as for any rented tents over 900 square feet in size that are for the use of guests. Parking, buffering and lighting of the site will be addressed through the site plan approval process. The natural screening of the property along the right-of-way and perimeter is proffered to remain and to be maintained so that off-site impacts such as noise or visual impacts will be minimized. Presently it is difficult to see the property from any vantage point other than within the property itself.

As of this writing, staff has received a few inquiries regarding this application from surrounding property owners and the public, and no negative comments have been noted or received regarding the application itself.

The Long-Range planner states “The property is located in an area designated as Low Density Residential on the Future Land Use map. The 2007 Comprehensive Plan Future Land Use Chapter, Low Density Residential, does support recreational facilities and other amenities for the adjacent residential development. The Comprehensive Plan would support the rezoning from R1 to A1 in which the applicant is trying to preserve the historic aspects of her property and use the property to benefit the neighboring area with a place to assemble for weddings, picnics, and other celebrations.” Therefore the proposal is in conformity with the Comprehensive Plan, and all of the members of the Development Review Team who expressed opinions were in support of the application or had no comments.

If approved, this rezoning request would allow uses permitted by right in the A-1 District except those proffered out or not in accordance with the proffered concept plan that shows the existing buildings and improvements. It is possible, with this rezoning, that future activities could include a bed and breakfast, antique shop, and other uses associated with animals or agriculture including greenhouses and commercial stables. More intense uses such as campgrounds, higher-traffic retail (convenience stores, grocery stores), processing mills, flea markets, lumber yards, milk stations, meat processing, mining, chipping mills, recreational facilities and shooting ranges would likely not be able to be developed in accordance with the proffered concept plan, but would also require the issuance of a Special Use Permit by the Board of Supervisors after advertisement, notification and public hearings.

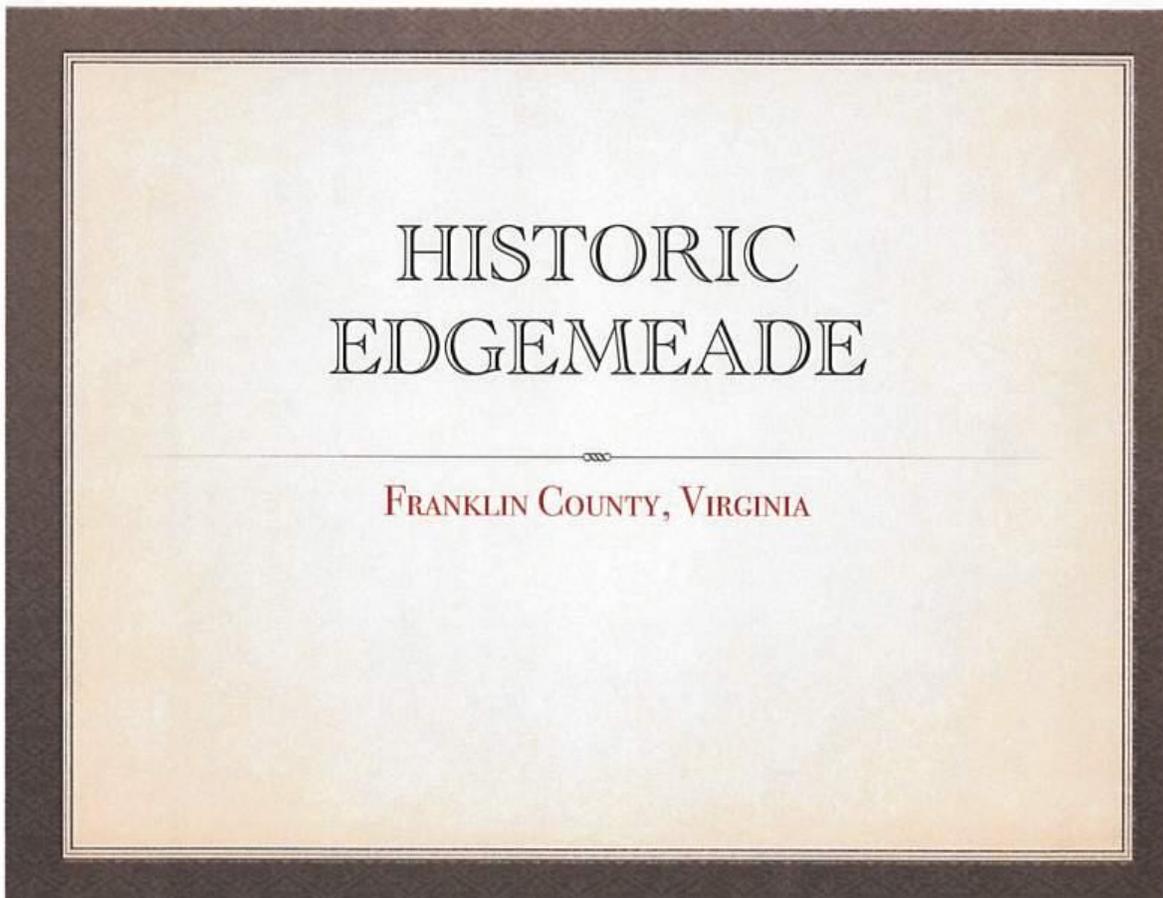
RECOMMENDATION:

The Planning Commission held a public hearing in consideration of this request at its September 9, 2014, meeting. By vote of 6-0 (McGhee absent), the Planning Commission approved the following:

The Planning Commission recommends that the Board of Supervisors approve the request for rezoning from R-1, Residential Suburban Subdivision District, to A-1, Agricultural District with proffers, as submitted.

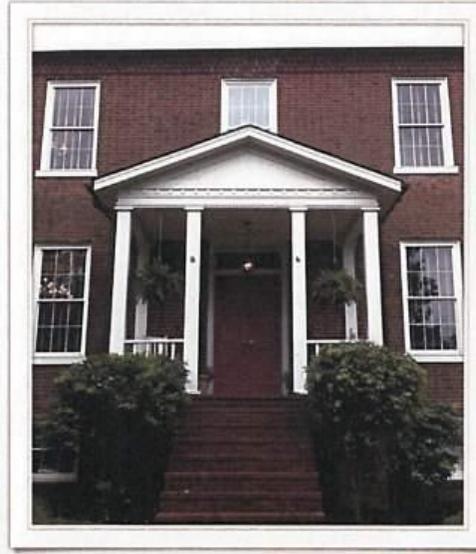
Public Hearing was opened.

Emily Mason shared with the Board the following PowerPoint Presentation and requested the Board approve for her rezone application:



7920 BURNT CHIMNEY ROAD, WIRTZ VA

- ❖ Petition for Rezone to A-1
- ❖ 5.32 acres Rural Residential and assembly
- ❖ Est. 1819

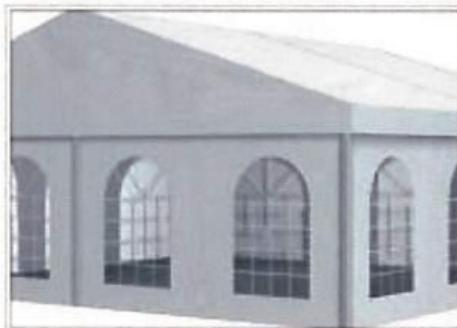


RURAL, AGRICULTURAL, HISTORIC

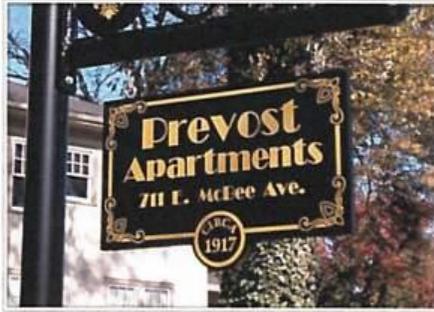
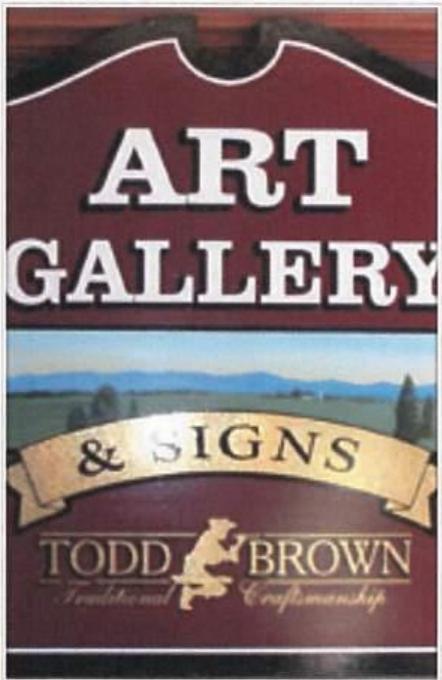
7920 BURNT CHIMNEY ROAD, WIRTZ VA



TEMPORARY EVENT TENT
STYLE EXAMPLES
IN KEEPING WITH HISTORIC ARCHITECTURE



SIGNAGE SAMPLES
IN KEEPING WITH HISTORIC
ARCHITECTURE & PERIOD



PROFFERS

- ❖ Concept plan
- ❖ Water access rights for owners only and not assembly/event guests.
- ❖ Maintain existing evergreen buffer around the existing boundary lines.
- ❖ No confined animal feeding programs.

PROFFERS

- ❖ No forestal operations or management activities.
- ❖ No principle garage for commercial operation of vehicle repair garage.
- ❖ No landing strips.
- ❖ No commercial sales, service, repair of farm, garden, or logging equipment.

EXISTING EVERGREEN BUFFERS
PEDESTRIAN-LEVEL EYE VIEW
(APPENDIX F)







Public Hearing was closed.

(RESOLUTION #15-10-2014)

BE IT THEREFORE ORDAINED, by the Board of Supervisors to approve the aforementioned rezoning petition of Emily D. Mason, Petitioner/Owner with proffers, whereby the proposed rezoning will not be of substantial detriment to adjacent property, that the character of the projected future land use of the community will not be adversely impacted, that such use will be in harmony with the purpose and intent of the zoning ordinance and with the public health, safety and general welfare, will promote good zoning practice and is in accord with Section 25-730 of the Franklin County Code and Section 15.2-2283, Purpose of zoning ordinances of the Code of Virginia of 1950, as amended with the following proffers and deviations:

1. The concept plan plat and sketch attached with the attached rezoning application.

2. Water access rights conveyed with the property will be for owners only and not extended to assembly/event guests.
3. Existing evergreen buffer vegetation that extends around the existing boundary lines will be retained/maintained.
4. No confined animal feeding programs on the property.
5. No. forestal operations or management activities.
6. No principle garage for commercial operation of vehicle repair garage.
7. No landing strips.
8. No commercial sales, service, repair of farm, garden, or logging equipment.

MOTION BY: Ronnie Thompson

SECONDED BY: Charles Wagner

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Thompson, Wagner, Camicia, Thompson & Brubaker

ABSENT: Cundiff

PETITION FOR SPECIAL USE – Petition of Verizon Wireless/Petitioner and Frances S. Poindexter Children’s Trust/Owners requesting a Special Use Permit for “public utilities-towers, structures” for a 10,000 square foot leased area of a +/-98.77 acre tract located at Webster Road (SR 655) in the Union Hall District of Franklin County, on property further identified by Franklin County Real Estate records as Tax Map/Parcels # 0460010100. The purpose of this request is to allow for the location of telecommunications facilities. (Case # SPEC-8-14-13251)

Neil Holthouser, Director of Planning & Community Development shared the petition and staff report of **Verizon Wireless/Petitioner and Frances S. Poindexter Children’s Trust/Owners** requesting a Special Use Permit for “public utilities-towers, structures” for a 10,000 square foot leased area of a +/-98.77 acre tract located at Webster Road (SR 655) in the Union Hall District of Franklin County, on property further identified by Franklin County Real Estate records as Tax Map/Parcels # 0460010100. The purpose of this request is to allow for the location of telecommunications facilities. The subject property is zoned A-1, Agricultural District which allows a maximum residential density of 1.25 dwelling units per acre. The Future Land Use Map of the Franklin County Comprehensive Plan identifies this area as appropriate for Low Density Residential uses with an anticipated residential density of one to two dwelling units per acre. This petition for Special Use Permit would not result in any residential development, nor any increase of residential density for this property.

BACKGROUND:

The petitioner requests a Special Use Permit under the requirements for “*Public Utilities – Structures, towers, public water and sewer treatment plants,*” in order to construct and operate a wireless telecommunications facility for the purpose of expanding network capacity at this location. The property is currently in rural residential/agricultural use and is zoned A-1. There is one (1) residence on the property, addressed as 4351 Webster Road, with several barns and outbuildings. Under the provisions of Sec. 25-179 of the Franklin County Zoning Ordinance, the use requires a Special Use Permit for properties within the A-1 zoning district.

The project consists of a new access drive and 10,000-square foot leased portion of a 98.77 acre tract, located on Webster Road approximately 0.8 miles east of the intersection with Brooks Mill Road. The site is surrounded by predominantly rural residential and agricultural uses. Staff estimates the disturbed area, including the new 12’ wide gravel entrance drive and tower compound extending approximately 750’ from the existing driveway and along the treeline, will be about 20,000 square feet.

According to the applicant and as set forth in the application documents, the facility will consist of a 199’ cellular communications tower and associated 12’ x 20’ equipment shelter and generator pad, inside a 60’ x 60’ square fenced compound offset to the northeast in the 100’ x 100’ square leasehold area, surrounded by a six-foot (6’) metal link fence topped with three (3) rows of barbed wire (total seven feet (7’) in overall height). The tower itself is a 195’ monopole that will be centered within the 100 x 100’ square leased area, surrounded by a 100’ wide buffer easement to be recorded that will protect the existing woodlands from being disturbed or cut as long as the tower remains. The applicant has offered a Concept Plan showing the site design, the wooded buffer to be included in the easement, and other specific elements that was prepared by Gregory D. Widener, P.E., of Thompson and Litton, dated 7/17/2013.

TECHNICAL REVIEW COMMITTEE:

There is a general need for enhanced cellular communications in the southern portion of the Smith Mountain Lake area, which is challenged by terrain and is characterized by scattered pockets of development in clusters separated by long distances, making it difficult to provide adequate signal over a wide area. There are no plans at present for the County to erect any sort of tower or communications facility in the Webster Road/Brooks Mill area.

WVWA had no specific comments or questions for this application.

VDOT’s Area Land Use Engineer reviewed the concept plan and application and offered the following comment. “We understand there is an existing private entrance that will be used to access the proposed cell tower. If any improvements to the existing entrance are

Franklin County Board of Supervisors



proposed, a Land Use Permit will be required for any work in the VDOT maintained right of way.”

VDH and the County Building Official had no comments at the time of the meeting, but reserve the right to offer comments as the project progresses.

SITE STATISTICS:

<i>Location:</i>	Webster Road [SR 655]. Site is approx. 4200 feet east of the Webster/Brooks Mill Road intersection in the Union Hall District.
<i>Size:</i>	+/- .23 acre portion (10,000 sf) of a 98.77 acre parcel
<i>Site access:</i>	Driveway for existing residence at 4351 Webster Road
<i>Existing Land Use:</i>	Agriculture (pasture and woodlands); one residence on property
<i>Adjoining Zoning:</i>	A-1
<i>Adjoining Land Uses:</i>	Agricultural, Rural Residential
<i>Adj. Future Land Uses:</i>	Low Density Residential
<i>Utilities:</i>	Private well and septic; Appalachian Electric Power
<i>Geography:</i>	Rolling to steep. No wetlands or floodplain in the portion of the property where the project is proposed. Soils are Minnieville loam, 8 to 15 percent slopes, and Bluemount-Spriggs complex, 25 to 45 percent slopes, stony

SITE / AREA PHOTOGRAPHS



The site sits at the back of an open field where it meets the woodland, in a quiet rural residential and agricultural area. The tower would be visible from adjacent properties and from Webster Road.

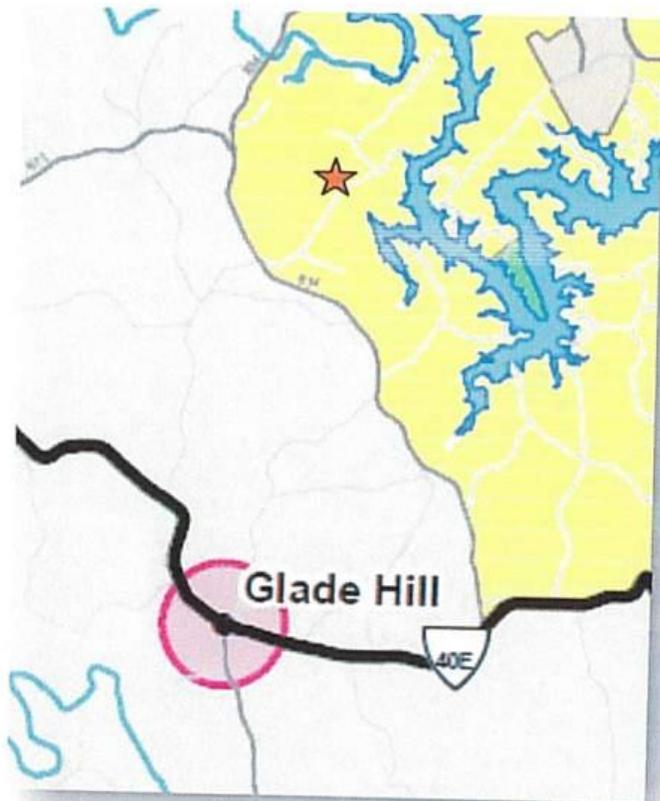


Looking northeast in the direction of the existing driveway entrance. The new access road will follow the treeline, parallel to the public ROW along Webster Road.

SITE / AREA MAPS



The location of the parcel where the proposed telecommunications facility is shown outlined in blue. The star indicates the proposed location of the compound.



*The 2025
Comprehensive Land
Use Plan shows the
project is located
within the area
designated as Low
Density Residential*



The surrounding zoning is entirely A-1 (Agricultural), with some R-1 (Residential Suburban Subdivision) and RC-1 (Residential Combined Subdivision) located in the area.

COMPREHENSIVE PLAN:

Franklin County's Comprehensive Plan identifies this area as appropriate for Low Density Residential uses, intended to allow gross densities of one to two dwellings units per acre in general proximity to residential support services such as schools, playgrounds, and churches. These areas should either be located in or near existing Towns, Villages, or Rural Neighborhood Centers. It is envisioned that public water and/or sewer will someday serve these areas, meeting all local and state standards and requirements. They should be served by new public roads built by the developer to State standards and dedicated to the State. Recreational facilities and other amenities should be provided.

While low density residential areas are typically comprised of traditional neighborhood developments they may also include manufactured housing, free standing townhomes, patio homes and other similar building types.

Policies for Low Density Residential

1. *All roads should be built to state standards and offered by the developer for inclusion in the state system for maintenance.*
2. *Lots in new subdivisions abutting County arterial or major collector roads should be provided access onto service or interior roads so as to prevent the stacking of driveways.*
3. *On site centralized treatment plants to provide public sewer for each subdivision should be encouraged.*
4. *The density of all new subdivisions to be served by wells and/or septic systems should be determined by the long term carrying capacity of the land. All new lots should have adequate reserve areas in the event of septic system failures.*
5. *Centralized water systems should be required to provide water to all new subdivisions.*
6. *All new subdivisions located in prime farmland areas should include adequate buffers to separate residential uses from agricultural operations.*
7. *Encourage interconnection of residential and commercial developments in order to lessen the traffic loads on arterial roads and provide pedestrian and bicycle linkages.*
8. *Streets within subdivisions shall be designed to provide interconnections to adjacent vacant land for future subdivision access and circulation.*

The County's Long Range Planner provided the following comments:

This property is located in Low Density Residential in the 2007 Comprehensive Plan. The Comprehensive Plan supports the development of new towers, unless there is a tower in which the company could co-locate and provide the amount of service required for a certain area. This applicant has demonstrated the comprehensive plan's performance standards and policies which apply to a new telecommunication site. Therefore, this application has the support of the Comprehensive Plan.

ZONING ORDINANCE:

Pursuant to Sec 25-179 of the Franklin County Zoning Ordinance, a Special Use Permit is required for approval of the use of a cellular communications tower in the A-1 Zoning District.

Sec 25-128 contains requirements for Towers, antennas, satellite dishes.

Sec. 25-128. - Towers, antennas, satellite dishes.

(a) Communication facilities subject to the following conditions:

(1) Each applicant for a tower shall provide the department of planning and community development with an inventory of its existing facilities that are either within the jurisdiction of the governing authority or within five miles of the border thereof, including specific information about the location, height, and design of each tower. The planning department may share such information with other applicants applying for approvals or special use permits under this section or other organizations seeking to locate antennas within the jurisdiction of the governing authority, provided, however, that the planning department is not, by sharing such information, in any way representing or warranting that such sites are available or suitable for use by others.

(2) Verifiable evidence of the lack of antenna space on existing towers, buildings, or other structures, including but not limited to churches, power lines, water towers, etc., suitable for antenna location or evidence of the unsuitability of existing tower locations for co-location must be provided by the applicant. Such evidence shall also include an affidavit executed by a radio frequency engineer that such existing tower or structure is unsuitable for the applicant's needs. Such evidence may also include any of the following items:

- a. No existing towers or structures are located within the geographic area required to meet applicant's engineering requirements.
- b. Existing towers or structures are not of sufficient height to meet applicant's engineering requirements.
- c. Existing towers or structures do not have sufficient structural strength to support applicant's proposed antenna and related equipment.
- d. The applicant's proposed antenna would cause electromagnetic interference with the antenna on the existing towers or structures, or the antenna on the existing towers or structures would cause interference with the applicant's proposed antenna.
- e. The fees, costs or contractual provisions required by the owner in order to share an existing tower or structure or to adapt an existing tower or structure for sharing are unreasonable.
- f. The applicant demonstrates that there are other limiting factors that render existing towers and structures unsuitable.

(3) An engineering report certifying that the proposed tower is compatible for a minimum of four (4) users, must be submitted by the applicant. The applicant shall also permit collocation by additional users without requiring any form of reciprocal location agreement from subsequent users. The provision may be modified by the board of supervisors in conjunction with subsection (14) below, when a lower height is approved by the board of supervisors and collocation of four (4) users is not possible.

(4) A preliminary site plan of the proposed facility shall be submitted to the department of planning and community development as a part of the submittal. The applicant must

- provide the county with detailed information regarding the proposed facility's location, latitude and longitude, and service area.
- (5) The facility shall not interfere with the radio, television or communications reception of nearby residents at the time of construction. The applicant shall take steps to successfully eliminate any such interference.
- (6) All towers and other structures shall meet all safety requirements of all applicable building codes.
- (7) All towers shall set back from any property line a distance equal to one hundred twenty (120) percent of the tower height, and in no event shall any such tower be constructed or erected nearer than one hundred twenty (120) percent of the tower height to a residential dwelling unit on the subject parcel, and five hundred (500) feet to a residential dwelling unit located on an adjacent parcel except for the following:
- a. Setbacks from residential dwelling units shall not apply to the property owners' construction of a residential dwelling subsequent to erection of the tower.
 - b. No setback shall be required adjacent to VDOT right-of-way for an interstate highway. Setback requirements from residential dwelling units, however, shall supersede this provision. This provision may be modified by the board of supervisors during the special exception process.
- (8) Documentary evidence of compliance with all Federal Aviation Administration and Federal Communication Commission requirements shall be submitted by the applicant at the time of application for the special exception.
- (9) Unless otherwise allowed under the conditions of a special use permit, or as a requirement of the Federal Aviation Administration, all towers shall have a galvanized steel finish. If painting is required by the FAA, documentary evidence from the FAA requiring such painting must be provided to the County by the applicant. Should the applicant request to construct the tower from materials other than galvanized steel, the applicant shall state the reasons for the request in the application, and the applicant shall also furnish the county with photographs, videos, or some other visual sample of the proposed finish.
- (10) All applicants must provide documentary evidence that the facility will meet or exceed applicable health standards established by the federal government and/or American National Standards Institute.
- (11) No advertising of any type may be placed on the tower or accompanying facility.
- (12) All towers and accompanying facilities must be dismantled by the owner of the tower or accompanying facility if not utilized by a service provider or properly maintained for a period exceeding twenty-four (24) consecutive months. The applicant shall post surety bond in an amount sufficient to cover the costs of dismantling. Surety shall be submitted to and approved by the county prior to site plan approval.
- (13) Owners of towers shall provide the county, or its agents or designees, co-location opportunities on each or any tower without compensation as a community benefit to improve radio communication for county departments and emergency services provided it does not conflict with the collocation requirements of subsection (3).
- (14) Maximum tower height shall be one hundred ninety-nine (199) feet.
- (15) A one hundred-foot wooded buffer easement shall be retained around the site, except for ingress/egress unless otherwise approved by the board of supervisors. An easement for the wooded buffer shall be recorded in the land records of the circuit court prior to site plan approval. Such easement shall retain the wooded buffer for the life of the tower or accompanying facilities. A section of fence at least six (6) feet in height shall be provided completely around the base of the tower and any associated equipment.

- (16) The owner of the tower shall annually provide the planning department and the commissioner of revenue a report with the names, addresses, contacts, structures and equipment for all providers utilizing the tower.
- (17) The tower shall be constructed and at least one user located on the tower within twelve (12) months of the date of issuance of the special exception or approval shall be null and void. The applicant shall post surety bond in an amount sufficient to cover the costs of dismantling. Surety bond shall be submitted to and approved by the County prior to site plan approval.
- (18) The applicant shall be responsible for any costs incurred by the county for review of the application.
- (19) Accurate, to scale, photographic simulations showing the relationship of the proposed broadcasting tower and associated antenna to the surroundings. Photographic simulations shall also be prepared showing the relationship of any new or modified road, access or utility corridors constructed or modified to serve the proposed broadcasting tower site. The number of simulations and the perspectives, from which they are prepared, shall be established with the staff.
- (20) A computerized terrain analysis showing the visibility of the proposed broadcasting tower and antenna at the requested height and location. If new or modified road, access or utility corridors are proposed, the terrain analysis shall also show the visibility of these new or modified features.
- (21) All broadcasting tower applicants shall be required, at their expense to conduct an on-site "balloon" or comparable test prior to the planning commission and board of supervisors hearings on the special use permit. The purpose of this test shall be to demonstrate the potential visual impact of the proposed tower. The dates and periods of these tests shall be established with the applicant in consultation with staff.

Special Use Permits are governed by the procedures and requirements set forth in Sec. 25-110, 25-111, and Sec 25-638 – 25-645 of the Franklin County Zoning Ordinance.

Sec. 25-638 of the Zoning Ordinance sets forth the County's authority to issue special use permits for certain uses. The ordinance states that, in order to issue a special use permit, the Board of Supervisors must find that *"such use will not be of substantial detriment to adjacent property, that the character of the zoning district will not be changed thereby, and that such use will be in harmony with the purpose and intent of this chapter, with the uses permitted by-right in the zoning district, with additional regulations provided in sections 25-111 through 25-137, supplemental regulations, and amendments, of this chapter, and with the public health, safety, and general welfare."*

Sec. 25-640 of the Zoning Ordinance sets forth the County's authority to impose conditions for the issuance of special use permits. The ordinance states that the Board of Supervisors *"may impose upon any such permit such conditions relating to the use for which such permit is granted as it may deem necessary in the public interest..."* Conditions associated with a special use permit must be related to the particular land use which required the permit, and must be related to some impact generated by or associated with such land use.

Sec. 25-641 of the Zoning Ordinance states that a special use permit shall expire eighteen (18) months from the date of issuance if *"no commencement of use, structure or activity*

has taken place.” The ordinance states that “commencement” shall consist of “extensive obligations or substantial expenditures in relation to the project,” including engineering, architectural design, land clearing, and/or construction.

ANALYSIS:

Staff believes that the application for Special Use Permit for a *Cellular communications tower* as submitted does meet all of the stated criteria for the use in the ordinance. These include all of the technical supporting data required and stipulations regarding the 100-foot wooded buffer and recorded easement. Site photographs have been provided as a part of the application that show the area in direct proximity to the tower compound to be predominantly wooded. The limited visibility of the base of the tower is also due to its placement just behind a small hill relevant to the public ROW and to residences that would be most impacted. The applicant will have conducted a second balloon test before the Planning Commission’s public hearing, and has provided digital terrain analysis and photo simulations based on a previous balloon test with photos showing potential visual impacts for the area are to be minimized.

The nearest towers to the proposed site are more than four miles away, and there are no other apparatus or structures in the area that might provide an installation for the necessary equipment and antennae. Engineering reports demonstrated that the tower will be structurally sound, able to house up to three additional antennae racks for other leasehold partners, and will conform to all FAA and other federal and state requirements.

The site, although relatively hidden from much of the surrounding area, lies along a route traveled by traffic from Smith Mountain Lake area primary and vacation residences and the US 220/SR 40 area, including the commercial service areas of Redwood, Glade Hill and the Town of Rocky Mount. There is a demonstrated need for cellular communications towers in the area, evidenced by increased demand as shown on the RF propagation maps and other data submitted, and by the fact that the nature of cellular communications is rapidly changing, requiring more signal and bandwidth in order to avoid dropped calls and provide the network strength for smartphones, tablets, and other electronic communication devices used by the public.

Staff further notes that any use or development of this property will require a Site Plan in accordance with the provisions of Article V, Division 4 of the Zoning Ordinance, in addition to Erosion and Sediment Control, the posting of one or more construction security bonds, and a building permit.

Public Hearing was opened.

Peter Caramanis Engineer, Verizon and Stephen Waller presented the special use request for the Board's review and consideration.

Public Hearing was closed.

(RESOLUTION #16-10-2014)

NOW THEREFORE BE IT ORDAINED, by the Board of Supervisors to approve the special use permit with the conditions for the Special Use petition of Verizon Wireless/Petitioner and Frances S. Poindexter Children's Trust/Owners, as discussed for uses as provided in this chapter finding by the Franklin County Board of Supervisors that such use will not be of substantial detriment to adjacent property, that the character of the projected future land use of the community will not be adversely impacted, that such use will be in harmony with the purpose and intent of the zoning ordinance and with the public health, safety and general welfare and in accord with the requirements of Section 25-638 of the Franklin County Code and Section 15.2-2283, Purpose of zoning ordinances of the Code of Virginia of 1950, as amended. Further the proposal encourages economic development activities that provide desirable employment and enlarges the tax base.

Approval with the following conditions:

Substantial Conformity. The project shall be developed in substantial conformity with the concept plan prepared by Gregory D. Widener, P.E., of Thompson and Litton, titled “Verizon Wireless Site: Brooks Mill,” dated 7/17/2013.

MOTION BY: Bob Camicia

SECONDED BY: Charles Wagner

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Thompson, Wagner, Camicia, Thompson & Brubaker
 ABSENT: Cundiff

PETITION FOR REZONE – Petition of **JMB Investment Co., LLC; Petitioner/Cynthia P. Smith, Jacqueline P. Brubaker, John H. Preston, Jr; Owners** requesting a rezone for commercial development on property zoned RC-1, Residential Combined Subdivision District to B-2, Business District General on a +/-2.945-acre site located at 11497 Virgil Goode Highway (SR 220) in the Rocky Mount District of Franklin County, on property further identified by Franklin County Real Estate records as Tax Map/Parcel # 0720204000. (Case # REZO-8-14-13241)

Neil Holthouser, Director of Planning & Community Development shared the staff report for Petition of **JMB Investment Co., LLC; Petitioner/Cynthia P. Smith, Jacqueline P. Brubaker, John H. Preston, Jr; Owners** requesting a rezone from RC-1, Residential Combined Subdivision District to B-2, Business District General, for a +/-2.945-acre parcel located at 11497 Virgil Goode Highway (SR 220) in the Rocky Mount District of Franklin County, further identified by Franklin County Real Estate records as Tax Map/Parcel # 0720204000. The subject property is currently zoned RC-1 which allows a maximum residential density of 5.808 dwelling units per acre where served by public water and sewer; 2.904 dwelling units per acre where served by public water or sewer; and 1.25 dwelling units per acre where neither water nor sewer are provided. The proposed B-2 zoning category does not prescribe a specific residential density. The Future Land Use Map of the Franklin County Comprehensive Plan identifies this area as appropriate for Commercial Highway Corridor uses, and does not specify a maximum residential density. The petitioner's application for rezoning indicates an intent to develop the property for retail uses; however, the petition is not accompanied by a statement of proffers specifying the use, amount or arrangement of development. The potential residential density is therefore not specified.

SITE STATISTICS:

Location: Southwest corner of the intersection of Virgil Goode Hwy [US 220] and Cassell Dr [SR 816]
 Addressed as 11497 Virgil H Goode Hwy., Rocky Mount, VA 24151

Size: +/-2.945 acres

Existing Land Use: Single family residential

Adjoining Zoning: B-2, RC-1, A-1

Adjoining Land Uses: Single family residential, commercial, agricultural

Adjoining Future Land Uses: Commercial highway corridor, Low-density residential

Utilities: Public water is available from the Town of Rocky Mount.

Geography: Steep to rolling, USGS blue line stream. Partly wooded with low-growing vegetative cover re-established since last tree harvest approx 2 years ago. Soils are Clifford fine sandy loam, 8 to 25 percent slopes

The existing house is located on the southeast corner of the property facing Virgil Goode Hwy

SITE PHOTOGRAPHS:





The property is on the left side of Cassell Drive in this photograph, as traveling from the intersection at Virgil Goode Hwy.



(Left) Looking from the front of the property north at the intersection of Cassell Dr and US Hwy 220

(Below) Looking south along the US 220 frontage



The property is located in an area of mixed zoning and is adjacent to a non-zoned area. The uses of the surrounding properties include residential, commercial, and agricultural

BACKGROUND:

The property is located at 11497 Virgil H Goode Highway [US 220], in the Rocky Mount District and is identified in the Franklin County Real Estate Tax Records as Tax Map # 72.2, Parcel # 40.

The property is zoned RC-1 and is shown as Lot 3, Block 7 of Cassell Heights residential subdivision recorded in PB 3 P 20 in October 1962. The property contains a 1 ½-story craftsman-style single family home and two small sheds according to a recent plat dated April 2011 and recorded at PB 997 P 1331. The site conditions were verified by staff on a site visit. According to Franklin County Tax Records the dwelling is a 4 bedroom, 1 bath brick home that contains just over 1000 square feet of finished living area, front and rear porches and a basement, and was constructed in 1939.

The applicant currently has the property under a contract to purchase contingent on rezoning. JMB Investments is an out-of-state firm that invests in and develops retail sites, and is the developer of the Dollar General that was recently located in the Union Hall area on SR 40.

Statement of Proffers

As of this writing, the applicant has not submitted any statement of proffers, signed by the property owner. However, the applicant has indicated a willingness to submit a signed statement of proffers, containing the following:

- 1. The property shall be developed in substantial conformance with the development plan prepared by Balzer & Associates Inc. dated August 4, 2014 and last revised August 26, 2014 and attached hereto as Exhibit A "Development Plan" subject to those changes which may be required by Franklin County and VDOT during site plan review.*

The applicant's development plan depicts a 9,100-square foot building set behind a parking area along Rt. 220, with an entrance located along Rt. 220 and another entrance located on Cassell Drive. The development plan notes that final entrance design will be determined by VDOT, and that VDOT will be asked to grant an exception to its access management standards in order to allow for the entrances, as shown. The development plan does not specify how the property will be used.

- (a) This district is created to provide locations for general business and commercial enterprise whereby the public shall require direct and frequent access, but which is not characterized by constant heavy trucking, other than for stocking and delivery of retail goods for sale at the enterprises, or by any factors other than occasioned by incidental light and noise of congregation of people and passenger vehicles.
- (b) Uses in the district should be oriented to service to the entire county or substantial portions thereof, rather than toward a neighborhood focus as in the Limited Business District (B-1).
- (c) This district is limited to commercial, retail, and wholesale establishments which may have outdoor displays of products and storage, and do not manufacture their products on the premises.

COMPREHENSIVE PLAN:

The 2025 Comprehensive Plan for Franklin County identifies the subject property as being located within the Commercial Highway Corridor. The Comprehensive Plan states the following with respect to these Corridors:

Commercial Highway Corridors are linear commercial development along an established primary highway. These highway corridors are intended to provide development opportunities extending behind the parcels that front on the primary highway.

Commercial Highway Corridors: The Commercial Highway Corridors identified in the Franklin County Comprehensive Plan are:

Route 220:

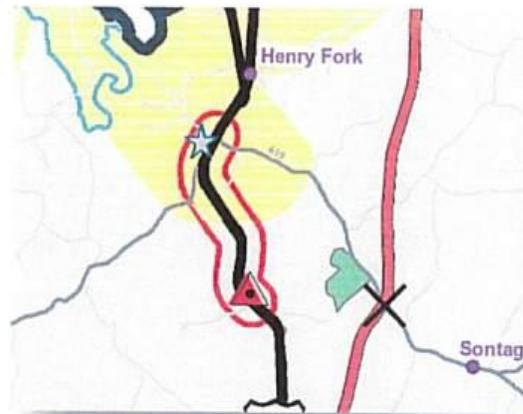
Between Brick Church Road and Iron Ridge Road
 Between Shady Lane (983) and the Rocky Mount Town limits.
 Between Cassell Drive and the Franklin County Commerce Park

Route 40 West:

Between the Rocky Mount Town limits and Six Mile Post Road

Route 40 East:

Between the Rocky Mount Town limits and Golden View Road



Policies for Commercial Highway Corridors

1. The County will explore and implement effective ways to manage and improve the negative impacts of strip commercial development on important arterial roads that have already experienced development. These impacts include frequent curb cuts, proliferation of signs and visual clutter, poor aesthetics and poor traffic flow.
2. In areas that face increasing pressure for strip commercial development, the County will explore ways to provide incentives to encourage beneficial development, and desirable site characteristics, and to reduce the negative impacts on the rural character of the County. The methods will include planning for intersecting local access road nodes connecting to parallel collector roads.

3. The County will encourage and monitor site plans for new development along key commercial corridors to coordinate entrances according good engineering practices to reduce safety hazards and congestion and to meet or exceed VDOT commercial highway entrance standards.
 4. Discourage further linear expansion of commercial highway corridors.
 5. Discourage the future designation of any new commercial highway corridors.
 6. New commercial development should be directed to identified Towns and Villages and/or lateral expansion of existing commercial corridors.
 7. Scale and design of development should be in keeping with traditional character of Franklin County.
- [12-8]

The Long-Range Planner offers this analysis:

“The 2007 Comprehensive Plan identifies the area as a Commercial Highway Corridor. The use described in the petition is generally consistent with the uses envisioned by the Plan for Commercial Highway Corridors. However, staff is concerned that the proposed development of this site may not be consistent with the development standards recommend by the Comprehensive Plan. The Plan specifically encourages new development along key commercial corridors to coordinate entrances according to good engineering practices to reduce safety hazards and congestion and to meet or exceed VDOT commercial highway entrance standards. At this time, staff does not know if the development will meet access management and site distance standards as required by VDOT.”

In addition, the policies for Commercial Highway Corridors state that “scale and design of the proposed development should be in keeping with traditional character of Franklin County.” In an area characterized by well-established commercial enterprises and direct proximity to a residential neighborhood, it is important that new development will be in keeping with this conventional pattern of activity, and should not introduce factors that could jeopardize the traditional character through “frequent curb cuts” or “poor aesthetics and poor traffic flow.”

CONSIDERATIONS:

The B-2 zoning district does not prescribe a specific density, and is “created to provide locations for general business and commercial enterprise whereby the public shall require direct and frequent access, but which is not characterized by constant heavy trucking, other than for stocking and delivery of retail goods for sale at the enterprises or by any factors other than occasioned by incidental light and noise of congregation of people and passenger vehicles.” The zoning ordinance further states that “Uses in the district should be oriented to service to the entire county or substantial portions thereof, rather than toward a neighborhood focus as in the Limited Business District (B-1).” [Sec. 25-334]

There are no use restrictions in the one proffer proposed by the applicant, which states:
The property shall be developed in substantial conformance with the development plan prepared by Balzer & Associates Inc. dated August 4, 2014 and last revised August 26, 2014 and attached hereto as Exhibit A "Development Plan" subject to those changes which may be required by Franklin County and VDOT during site plan review.

In light of the existing small commercial activity in the immediate vicinity and in consideration of residential parcels that directly abut the property and are accessed solely by Cassell Drive, some of the more intense uses allowed in the B-2 General Business District do not appear to be generally compatible with the established properties in the neighborhood. For further reference, the purpose of the B-1 zoning district is recommended for “specific and appropriate locations where it will not produce noise, pollution, congestion or safety problems for quieter, residential uses.” [Sec. 25-316] Therefore we can conclude that the uses allowed in the B-1 district are generally in harmony with some residential development in proximity to or within neighborhood areas.

The Future Land Use Map of the adopted 2025 Comprehensive Plan for Franklin County identifies this area as a Commercial Highway Corridor, which does not prescribe a specific density, but are “intended to provide development opportunities extending



behind the parcels that front on the primary highway.” It is important to note that there is an established residential neighborhood directly behind the parcel under review. The development impacts along the Corridor should not infringe on the properties of residents or cause undue concerns for citizens who travel through the intersection at Cassell Drive and Virgil Goode Hwy.

The Development Review Team had several concerns with the original application, and noted that previous attempts at developing the property had issues with septic location, steep slopes, drainage, and utilities. There are two VDOT pipes that drain to the property,

and several springs, uncapped wells and a blue-line stream. These indicate that there may be possible established or emergent wetlands on the property and therefore development may be required to obtain permits from the US Army Corps of Engineers. The location of a proposed drainfield and stormwater devices in an area containing substantial slopes was questioned by some members of the team, and existing drainage easements along the rear portion of the property are not indicated on the plans. The applicant was informed of these concerns and submitted an amended application with an amended conceptual plan.

Staff notes that the applicant's development plan does not appear to mitigate any potential impacts, but illustrates a conceptual acknowledgment of the minimum requirements of state agencies for water and sanitary service, traffic access management, and the County's zoning, stormwater, and erosion & sediment control ordinances.

The VDOT area land use engineer offered the following comments based on review of the revised submittal:

This correspondence is in reference to the above mentioned amended rezoning request submitted to this office on August 26, 2014. We have reviewed the concept plan and offer the following comments:

1. The proposed entrances must comply with the Access Management regulations. Please label and dimension the entrance centerline spacing to the nearest intersection(s) and/or commercial entrances on the concept plan. An Access Management Exception request, form AME, will be required because the proposed entrances do not meet the current minimum spacing required.
2. Sight distance will need to be determined for the proposed entrance(s) which must meet or exceed the minimum distance as per Appendix F of the Road Design Manual based upon the posted speed of the roadway. Please denote the measured intersection sight distance at the proposed entrance(s) and the posted speed limits for Route 220 and Route 816.
3. We received the preliminary traffic narrative including the turn lane analysis which will be reviewed in conjunction with the AME once submitted. Please include the turn lane nomographs with the formal narrative submittal.

The entrances as proposed do not appear to meet VDOT criteria, drainage pipes are not shown that are located on Cassell Drive, and the narrow internal configuration of the driveways and parking areas resulted in overall staff concerns that the site would not work as suggested in the concept plan. It is difficult to base conclusions on a submittal that will require a number of exceptions and waivers in order to be built as configured in the concept plan. Alternatives were not presented, and without knowing how the applicant would adapt the configuration of the proposed building, entrances, and internal circulation, it is not possible to evaluate the possible impacts of the project. It was noted that truck traffic appeared to not have adequate room to make essential turn-arounds and maneuvers to safely avoid customers. With new information submitted showing the

commercial delivery truck pathway arcs, these concerns appear to be confirmed as trucks are shown to routinely cross oncoming lanes of traffic on Cassell Drive when exiting and the trucks as they travel along the internal driveway and loading/unloading areas cross over the curbs on both parking lots and drive lanes.

RECOMMENDATION:

The Planning Commission held a public hearing in consideration of this request at its September 9, 2014, meeting. The Planning Commission did not agree upon a recommendation.

A motion was made by Edmund Law, seconded by C.W. Doss, Jr., to recommend approval of the request for rezoning. That motion failed on a vote of 3-3 (Law, Doss, Webb voting in favor; Colby, Mitchell, Ralph voting opposed; McGhee absent.)

A motion was made by Sherrie Mitchell, seconded by James Colby, to recommend denial of the request for rezoning. That motion failed on a vote of 3-3 (Mitchell, Colby, Ralph voting in favor; Doss, Law, Webb voting opposed; McGhee absent.)

In lieu of a formal recommendation by the Planning Commission, staff recommends that the applicant address the following issues to the Board's satisfaction:

- **Limitation of uses.** Although the application for rezoning indicates that the property will be developed with a Dollar General retail store, the applicant's proposed development plan does not specify a use for the property. Staff recommends that the intended use be specified through proffers.
- **Building elevations.** Although the application for rezoning indicates that the property will be developed with a Dollar General retail store, the applicant's proposed development plan does not include any building elevations depicting the height, scale, or materials to be used in the building's construction. Staff recommends that building height, scale and materials be specified through proffers. In previous rezoning cases, the Board of Supervisors has indicated a preference for masonry siding materials, rather than vertical metal siding, on facades visible from the public right-of-way.
- **Screening.** The applicant's proposed development plan shows a loading and dumpster area at the northwest corner of the proposed building, where such area would be visible from both Rt. 220 and Cassell Drive. Staff recommends that the loading and dumpster area be screened with a combination of walls, fencing, and plantings in order to reduce its visibility from Rt. 220, Cassell Drive, and neighboring properties.
- **Perimeter landscaping.** The applicant's proposed development plan indicates that a 20'-wide landscape buffer, with schedule "B" plantings, will be installed along a portion of the western property line, adjacent to property zoned RC-1. Staff notes that this is the minimum landscaping required by the zoning ordinance, and recommends that the applicant consider additional landscaping with an expanded buffer depth along any property line abutting a residential zoning category.

Public Hearing was opened.

Ben Crew, Engineer for Balzer & Associates representing JMB Investment presented the petition requesting the rezone.

Cindy Smith, urged the Board's approval for the rezone request, as advertised.

General discussion was held on the exterior of the proposed building. The public hearing was recessed and will convene prior to the adjournment.

NOTICE OF INTENT TO APPLY FOR FUNDING AND NOTICE OF PUBLIC HEARING

The County of Franklin hereby provides notice that it intends to file an application for funding with USDA, Rural Development for assistance in funding two (2) sheriff's vehicles.

RESOLUTION OF GOVERNING BODY OF FRANKLIN COUNTY, VIRGINIA

The governing body of the Franklin County Board of Supervisors, consisting of seven (7) members, in a duly called meeting held on the 21st day of October, 2014 at which a quorum was present RESOLVED, as follows:

BE IT HEREBY RESOLVED, that, in order to facilitate obtaining financial assistance from the United States of America, United States Department of Agriculture, Rural Development, (the

Government) in the development of funding assistance for two (2) vehicles for the Franklin County Sheriff's Department, to serve the community, the governing body does hereby adopt and abide by the covenants contained in the agreements, documents and forms required by the Government to be executed.

BE IT FURTHER RESOLVED, that Franklin County be authorized to execute on behalf of the Franklin County Sheriff's Department for the above referenced agreements and to execute such other documents including, but not limited to, debt instruments and security instruments as may be required in obtaining the said financial assistance.

This Resolution, along with a copy of the above-referenced documents, is hereby entered into the permanent minutes of the meetings of this Board.

FRANKLIN COUNTY, VIRGINIA

Richard E. Huff, II, County Administrator

ATTEST:_____

CERTIFICATION

I hereby certify that the above resolution was duly adopted by the Franklin County Board of Supervisors in a duly assembled meeting on the **21st day of October, 2014.**

Sharon K. Tudor, MMC, Clerk

Richard E. Huff, II, County Administrator, presented the request.

Public Hearing was opened.

No one spoke for or against the proposed funding request.

Public Hearing was closed.

(RESOLUTION #17-10-2014)

BE IT THEREFORE ORDAINED, by the Board of Supervisors to authorize staff to execute on behalf of the Franklin County Sheriff's Department for the above referenced agreements and to execute such other documents including, but not limited to, debt instruments and security instruments as may be required in obtaining the said financial assistance the aforementioned resolution as presented.

MOTION BY: Bob Camicia
SECONDED BY: Charles Wagner
VOTING ON THE MOTION WAS AS FOLLOWS:
AYES: Mitchell, Thompson, Wagner, Camicia, Thompson & Brubaker
ABSENT: Cundiff

PUBLIC NOTICE

The Franklin County Board of Supervisors will hold a public hearing at approximately 6:00 P.M., on Tuesday, October 21, 2014, in the Board of Supervisors Meeting Room in the Franklin County Government Center, 1255 Franklin Street, Suite 104, Rocky Mount, Virginia to consider the adoption of Section 20-64 generally referencing all personal property taxes are due on December 5 of each year and clarifying the penalty for failure to pay the full amount of the tax to be ten dollars (\$10.00) or ten percent (10%), whichever is greater as follows:

Sec. 20-64 – Penalty on unpaid personal property taxes.

There is hereby imposed on all personal property taxes due and payable to Franklin County a penalty of \$10.00 or 10% of the tax past due, whichever amount shall be greater, if such tax is not paid by the due date; provided, however, that the penalty shall in no case exceed the amount of the tax that is due. The penalty shall be added to the amount of the tax assessed against the personal property and shall be collected by the Treasurer with the past due tax, interest, and penalty.

Authority: Sec. 58.1-3916 of the Code of Virginia

Public Hearing was opened.

Public Hearing was closed.

(RESOLUTION #18-10-2014)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to adopt the aforementioned amendment to County Code Section 20-64 as advertised and presented.

MOTION BY: Ronnie Thompson

SECONDED BY: Bob Camicia

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Thompson, Wagner, Camicia, Thompson & Brubaker

ABSENT: Cundiff

PETITION FOR REZONE – Petition of **JMB Investment Co., LLC; Petitioner/Cynthia P. Smith, Jacqueline P. Brubaker, John H. Preston, Jr; Owners** requesting a rezone for commercial development on property zoned RC-1, Residential Combined Subdivision District to B-2, Business District General on a +/-2.945-acre site located at 11497 Virgil Goode Highway (SR 220) in the Rocky Mount District of Franklin County, on property further identified by Franklin County Real Estate records as Tax Map/Parcel # 0720204000. (Case # REZO-8-14-13241)

Public Hearing was closed.

(RESOLUTION #19-10-2014)

BE IT THEREFORE ORDAINED, by the Board of Supervisors to approve the aforementioned rezoning with proffers, for the Petition of JMB Investment Company, LLC, Petitioner/Cynthia P. Smith, Jacqueline P. Brubaker, John H. Preston, Jr. Owners, whereby the proposed rezoning will not be of substantial detriment to adjacent property, that the character of the projected future land use of the community will not be adversely impacted, that such use will be in harmony with the purpose and intent of the zoning ordinance and with the public health, safety and general welfare, will promote good zoning practice and is in accord with Section 25-730 of the Franklin County Code and Section 15.2-2283, Purpose of zoning ordinances of the Code of Virginia of 1950, as amended with the following proffers and deviations:

Approved Proffers and Deviations:

1. **Substantial Conformity**. – The property shall be developed in substantial conformance with the development plan prepared by Balzer & Associates Inc., dated August 4, 2014 and last revised August 26, 2014, and attached hereto as Exhibit A “Development Plan,” subject to those changes which may be required by Franklin County and /or VDOT during site plan review.
2. **Limitation of Use**. – Uses on-site shall be limited to retail sales.
3. **Exterior Building Materials**. – The front of the building facing Rt. 220 shall be brick. Each side of the building shall be brick from grade to the height of the rear eave. The remaining portion of the sides shall be EIFS.
4. **Screening**. – The dumpster area shall be screened on all sides with a minimum screen height of six (6) feet.

MOTION BY: Charles Wagner

SECONDED BY: Ronnie Thompson

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Thompson, Wagner, Camicia, Thompson & Brubaker

ABSENT: Cundiff

MOUNTAIN VALLEY PIPE LINE PRESENTATION

Chris Sherman, President of Public Affairs, Capital Results, presented the proposed Mountain Valley Pipe Line to the Board. Representatives are expected to articulate further details concerning the federal process involved with an interstate pipeline, upcoming community meetings, citizen involvement opportunities, and other pertinent information to keep the public informed.

NOW THEREFORE BE IT ORDAINED, by the Board of Supervisors to approve the abovementioned rezoning with proffers, whereby the proposed rezoning is approved with the following proffers and deviations:



Franklin County Briefing

October 21, 2014



Who is Mountain Valley Pipeline, LLC

Joint venture of EQT Corporation and NextEra Energy

- EQT: Leading Appalachian natural gas production and transmission company with operations in Virginia, West Virginia, Kentucky, Pennsylvania, Ohio and Texas
- NextEra Energy: Diversified energy company with generation assets in twenty six states and the largest generator of renewable energy from wind & solar in North America

EQT is majority owner of the Joint Venture and an EQT affiliate company will operate the Mountain Valley Pipeline

Project Overview

Commercial

- Extended Open Season to solicit additional commitments to ship natural gas

Route Development

- Proposed route announced on October 7, 2014
- Permission for landowner access and survey activities
 - Letters to be sent to landowners along study corridor
 - Seeking permission to study 300 foot corridor
 - Survey activity to begin in October 2014
- Survey data will result in route refinements

Regulatory

- Interstate natural gas pipelines regulated under the Natural Gas Act which is administered by the Federal Energy Regulatory Commission (FERC).
- Will require a Certificate of Public Convenience and Necessity issued by the FERC

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Federal Energy Regulatory Commission (FERC) Process and Timeline

- FERC has primary jurisdiction over U.S. interstate natural gas pipeline projects
- Review by other state & federal agencies, including the U.S. Army Corps of Engineers, U.S. Fish & Wildlife Service, and each state's equivalent Department of Environmental Protection

Activity	Schedule
Route analysis & development	March 2014 (ongoing)
FERC pre-filing request	November 2014
FERC application	Fall 2015
FERC certificate	Fall 2016
Targeted construction begins	December 2016
Targeted in-service	Fourth Quarter 2018

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Community Participation & Comment

Community engagement is integral during all phases of pipeline development – from permitting to construction, and throughout maintenance operations

Pre-Filing Activity	Schedule
Initial project announcement	June 12, 2014
Landowner survey permission letters	Mailings began late June 2014
Letters to local officials & agencies	August - September 2014
Meetings with Boards of Supervisors and County Commissions	October 2014 (and ongoing)
FERC pre-filing process begins	November 2014
Community open houses (initial)	December 2014
FERC scoping public meetings	Spring 2015
Community participation & comment	2014 – 2016

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Environmental Protection

Pipeline Construction Requires Compliance with federal and state environmental laws

- National Environmental Policy Act, Endangered Species Act, National Historic Preservation Act, Clean Water Act, Clean Air Act and other relevant laws

Engineering Controls During Construction

- Erosion and sediment control measures
- Spill prevention planning and protection
- Monitoring sensitive resources and habitats

Environmental Management During Construction

- Environmental training for all construction contractors
- MVP environmental inspectors, FERC and other agency inspectors
- Weekly monitoring and reporting to FERC

Restoration of Disturbed Area

- FERC restoration oversight
- Enhanced reclamation for wildlife

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Pipeline Safety

Regulated by the U.S. DOT's Pipeline and Hazardous Materials Safety Administration

Pipeline Construction

- Steel pipe will be inspected during fabrication at the mills
- Pipes will be wrapped in protective coating to prevent corrosion
- During construction the pipeline is inspected and the welded joints will be inspected using x-rays
- Pipeline will be buried 3 to 4 feet below the surface
- Prior to operation the pipeline will be pressure tested

Pipeline Operation

- MVP will meet with local emergency response officials, landowners and community leaders to provide education about pipeline operations and emergency response procedures.
- Pipeline will be monitored 24 hours a day through EQT's gas control center
- Right of way will be maintained and inspected to protect against third party damage
- Pipeline will be equipped with remote controlled shutoff valves that are monitored 24-hours a day.
- MVP will conduct periodic maintenance inspections, including leak surveys and valve and safety device inspections

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Economic Impact Analysis

Study on economic benefits from construction and operations

- Evaluate the one-time economic impact from project construction
- Evaluate the economic impact from the ongoing operation of the pipeline
- **Conducting study on potential benefits from access to low-cost supply of natural gas**
 - County-by-County Analysis
 - Study to be completed in Mid-October

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Vice Chairman Cline Brubaker opened the floor for discussion.

Vice-Chairman Brubaker adjourned the meeting.

CLINE BRUBAKER
VICE-CHAIRMAN

SHARON K. TUDOR, MMC
COUNTY CLERK